

To: CN=Eric Wachter/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
Bcc: []
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 11/10/2009 4:52:53 PM
Subject: Fw: Do you have roster for last night's event?
LGBT Appointees RSVPs 1630p 1109.xlsx

FYI - in case you want to pass on to EPA employees who attended last night. Tx.

----- Forwarded by Richard Windsor/DC/USEPA/US on 11/10/2009 11:52 AM -----

From: "Shah, Tarak N." [Personal Privacy]
To: "Sutley, Nancy H." [Personal Privacy] Richard Windsor/DC/USEPA/US@EPA
Date: 11/10/2009 11:14 AM
Subject: RE: Do you have roster for last night's event?

Hi Administrator Jackson,

The list of RSVPs for last night's event is attached, sorted by agency.
Echoing Nancy - Thanks for coming, you were great!

Please let me know if you need more info.

Best,
Tarak

-----Original Message-----

From: Sutley, Nancy H.
Sent: Tuesday, November 10, 2009 11:11 AM
To: Windsor.Richard@epamail.epa.gov
Cc: Shah, Tarak N.
Subject: RE: Do you have roster for last night's event?

Thanks for coming. Everyone really appreciated you being there, your remarks and the enthusiastic posse. Copying Tarak who can get you the list. Nancy

-----Original Message-----

From: Windsor.Richard@epamail.epa.gov
[mailto:Windsor.Richard@epamail.epa.gov]
Sent: Tuesday, November 10, 2009 10:51 AM
To: Sutley, Nancy H.
Subject: Do you have roster for last night's event?

There are some folks at DOI that I want to bat some calls to. Great event. Thanks for inviting me! Lj

To: CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]
Bcc: []
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 11/10/2009 5:21:24 PM
Subject: Re: CBM, water impacts from natural gas, and hydrofracking

Deliberative

From: Arvin Ganesan/DC/USEPA/US
To: Peter Silva/DC/USEPA/US@EPA
Cc: Bob Perciasepe/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Richard Windsor/DC/USEPA/US@EPA
Date: 11/10/2009 12:14 PM
Subject: Re: CBM, water impacts from natural gas, and hydrofracking

Legislatively, here is where we are - in the Approps bill, there was report language that "encouraged" us to study Fraking impacts. There was no money associated with that study. We - quietly - gave specs to DeGette's office who has been shopping around language for a study - with funding attached. There will likely be a push to get it into the President's FY2011 budget although I haven't heard it yet. There has been a lot of interest in this on the Hill, as Pete pointed out. We have been telling them that at this point we have one consultant on the ground in NY studying potential impacts. This isn't a very comprehensive thing to point to, but it is something.

ARVIN R. GANESAN
Deputy Associate Administrator
Congressional Affairs
Office of the Administrator
United States Environmental Protection Agency
Ganesan.Arvin@epa.gov
(p) 202.564.5200
(f) 202.501.1519

From: Peter Silva/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA

Cc: Bob Perciasepe/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Arvin Ganesan/DC/USEPA/US@EPA
Date: 11/10/2009 12:05 PM
Subject: Re: CBM, water impacts from natural gas, and hydrofracking

Let me set up a bfg for you. We've had a great amount of interest on this issue. We briefed CEQ on this matter about a month ago. There also has been interest on the Hill to possibly repeal the SDWA exemption.

----- Original Message -----

From: Richard Windsor

Sent: 11/10/2009 11:42 AM EST

To: Peter Silva

Cc: Bob Perciasepe; Bob Sussman; Arvin Ganesan

Subject: CBM, water impacts from natural gas, and hydrofracking

Do we have a plan and timeline for dealing with the issues above. I believe that expectations are building in this regard and I would like to get a idea of strategy here. Please advise. Thanks, Lisa

To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA[]; N=Peter Silva/OU=DC/O=USEPA/C=US@EPA[]
Bcc: []
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 11/10/2009 5:26:36 PM
Subject: Re: CBM, water impacts from natural gas, and hydrofracking

BTW - this is larger than hydrofracking alone. I want to discuss coal bed methane, the water impacts (including possible radioactivity) as well. Tx.

From: Bob Sussman/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA, Peter Silva/DC/USEPA/US@EPA
Cc: Bob Perciasepe/DC/USEPA/US@EPA, Arvin Ganesan/DC/USEPA/US@EPA
Date: 11/10/2009 12:24 PM
Subject: Re: CBM, water impacts from natural gas, and hydrofracking

Arvin. You can help by describing the commitments we've made to the Hill. Separately, Pete, it would help to get an update on what OW is doing. I believe we are embarking on a new study but OW would have the details. Once we understand the state of play, we can discuss what more we need to do.

----- Original Message -----

From: Richard Windsor
Sent: 11/10/2009 11:42 AM EST
To: Peter Silva

Cc: Bob Perciasepe; Bob Sussman; Arvin Ganesan

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Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Steve Owens/OU=DC/O=USEPA/C=US@EPA;CN=Cynthia Giles-AA/OU=DC/O=USEPA/C=US@EPA;CN=Peter Grevatt/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Steve Owens/OU=DC/O=USEPA/C=US@EPA;CN=Cynthia Giles-AA/OU=DC/O=USEPA/C=US@EPA;CN=Peter Grevatt/OU=DC/O=USEPA/C=US@EPA[]; N=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Steve Owens/OU=DC/O=USEPA/C=US@EPA;CN=Cynthia Giles-AA/OU=DC/O=USEPA/C=US@EPA;CN=Peter Grevatt/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Steve Owens/OU=DC/O=USEPA/C=US@EPA;CN=Cynthia Giles-AA/OU=DC/O=USEPA/C=US@EPA;CN=Peter Grevatt/OU=DC/O=USEPA/C=US@EPA[]; N=Cynthia Giles-AA/OU=DC/O=USEPA/C=US@EPA;CN=Peter Grevatt/OU=DC/O=USEPA/C=US@EPA[]; N=Peter Grevatt/OU=DC/O=USEPA/C=US@EPA[]
Bcc: []
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 11/10/2009 6:56:30 PM
Subject: Re: 'VP Healthy Homes11.9.09 5pm'

This is a good job and a good presentation. Thx for sharing it.

I would like to see the EJ office looped in since the presentation refers to socio-economic issues in several places. I am guessing OEJ and/or Region 7 had significant input into the presentation based on the content but they should be a formal part of the group. It would be a lovely gesture to have the woman from Region 7 who has worked on their Healthy Homes partnership so successfully be a part of the workgroup as well.

Peter - let me know what you think. Thx, Lisa

To: CN=Peter Grevatt/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]
Bcc: []
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 11/10/2009 8:01:25 PM
Subject: Re: 'VP Healthy Homes11.9.09 5pm'

Thanks. I'm so glad R7 is included. I particularly want to be sure you are including the staff level woman in R7 who first brought Healthy Homes to my attention. I'm (EJ person I believe in Region 7). If you say the name then I can confirm it. Too often, the bosses step in and she deserves some of the fun of watching her hard work go "hollywood."

From: Peter Grevatt/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA
Cc: Bob Perciasepe/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Cynthia Giles-AA/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Gina McCarthy/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Steve Owens/DC/USEPA/US@EPA
Date: 11/10/2009 02:16 PM
Subject: Re: 'VP Healthy Homes11.9.09 5pm'

Sounds good, thanks. We have been working with R7 on the healthy homes effort and they have been an important player on our work group. I have also been coordinating with Charles on this and other EJ/CEH issues. BTW, we have scheduled a joint breakfast for staff in our 2 offices on Thursday at 8:30 in the OEJ space (AR-S Room 2226). It would be great if any of you could drop by to say hello and get a bite to eat!!

I'll make sure that OEJ is included as a formal part the work group as well.

Thanks again, P. G.

Peter Grevatt, Ph.D.
Director, Office of Children's Health Protection
and Environmental Education
U.S. EPA,
1200 PA Ave., NW
Mail Code 1107-A
Washington, DC 20460
202-564-8954

From: Richard Windsor/DC/USEPA/US
To: Bob Sussman/DC/USEPA/US@EPA
Cc: Bob Perciasepe/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Gina McCarthy/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Steve Owens/DC/USEPA/US@EPA, Cynthia Giles-AA/DC/USEPA/US@EPA, Peter Grevatt/DC/USEPA/US@EPA
Date: 11/10/2009 01:56 PM
Subject: Re: 'VP Healthy Homes11.9.09 5pm'

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To: CN=Peter Grevatt/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 11/10/2009 8:21:50 PM
Subject: Re: 'VP Healthy Homes11.9.09 5pm'

No. I think her name is Althea Moses. That familiar?

----- Original Message -----

From: Peter Grevatt
Sent: 11/10/2009 03:16 PM EST
To: Richard Windsor
Cc: Diane Thompson
Subject: Re: 'VP Healthy Homes11.9.09 5pm'

We have been working with Rich Hood, ARA for Media Intergovernmental Relations and Carlin Hafiz on his staff. Would Carlin be the one you're thinking of?

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From: Richard Windsor/DC/USEPA/US
To: Peter Grevatt/DC/USEPA/US@EPA
Cc: Diane Thompson/DC/USEPA/US@EPA
Date: 11/10/2009 03:01 PM
Subject: Re: 'VP Healthy Homes11.9.09 5pm'

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Peter - let me know what you think. Thx, Lisa

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From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 11/10/2009 8:50:34 PM
Subject: Re: 'VP Healthy Homes11.9.09 5pm'

Thank YOU !

----- Original Message -----

From: Peter Grevatt
Sent: 11/10/2009 03:48 PM EST
To: Richard Windsor
Subject: Re: 'VP Healthy Homes11.9.09 5pm'

Yes, the EJ coordinator for Region 7. We'll keep close with her on this. Thanks again for your interest.

Peter Grevatt, Ph.D.
Director, Office of Children's Health Protection
and Environmental Education
U.S. EPA,
1200 PA Ave., NW
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From: Richard Windsor/DC/USEPA/US
To: Peter Grevatt/DC/USEPA/US@EPA
Date: 11/10/2009 03:21 PM
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From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 11/11/2009 4:05:29 AM
Subject: Re: Quotes
[coalsummit.JPG](#)
[West Virginia leaders seek coal answers from White House](#)
[img_0339.jpg](#)
[my print story](#)
[now-infamous Corps of Engineers permit hearing/pro-coal rally](#)
[state Sen. Majority Leader Truman Chafin, either](#)
[previous Coal Tattoo post](#)
[something Manchin had previously sought](#)
[West Virginia Red blog](#)
[\(embedded image\)](#)
[\(embedded image\)](#)
[\(embedded image\)](#)

Agreed. Seth - I'd like to discuss tomorrow (again). Sorry.

----- Original Message -----

From: Bob Sussman
Sent: 11/10/2009 09:57 PM EST
To: Richard Windsor; Seth Oster; Arvin Ganesan
Subject: Fw: Quotes
Much food for thought in the enclosed.

----- Original Message -----

From: Gregory Peck
Sent: 11/10/2009 08:38 PM EST
To: Bob Sussman; Arvin Ganesan; Shawn Garvin
Cc: Personal Privacy
Subject: Quotes

Manchin's big closed-door coal industry summit
by Ken Ward Jr.

I'm trying to figure out if Logan County Friend of Coal Art Kirkendoll got what he wanted out of today's two-hour, closed-door meeting between West Virginia political leaders and executives of most of the state's major coal producers.

We've posted a news story on the event, West Virginia leaders seek coal answers from White House, on the Gazette's Web site. As the lead says, the outcome of the meeting is some sort of friendly agreement among Gov. Joe Manchin and the state's congressional delegation to speak "with one voice" to try to

clarify what the Obama administration is up to on coal policies.

Everybody seemed to agree with the comments from the two coal executives Manchin invited to address the press in the Capitol during a “media availability” after the meeting — which was moved at the last minute from a public conference room in the Capitol building to the “party tent” Manchin had erected adjacent to the governor’s mansion for social events.

Patriot Coal President Paul Vining and CONSOL Energy President Brett Harvey both said that the U.S. EPA is changing the rules regarding Clean Water Act permits for strip mines, and the industry just wants to know exactly what those rules are now.

Their remarks (there are quotes from both in my print story) were a far cry from the yelling and shouting by hundreds of coal miners at the now-infamous Corps of Engineers permit hearing/pro-coal rally. Vining and Harvey didn’t sound much like state Sen. Majority Leader Truman Chafin, either. Vining even appeared to acknowledge the conclusions of a previous Coal Tattoo post, that is, that there isn’t an immediate permit crisis that calls for immediate action by EPA:

We’re very concerned about our employees in the long term. It may not be next week or next month.

Not that Vining and his company aren’t concerned. He told reporters that Patriot Coal now employs 600 to 800 fewer employees in West Virginia:

I’m not implying that’s because of permits. It’s because of economic conditions. But as we add more uncertainty, it adds that much more risk.

Also interesting was that Rockefeller said that the White House meeting West Virginia leaders are seeking doesn’t have to be a face-to-face with President Obama — something Manchin had previously sought.

The press conference struck me as one of these times when everybody was trying to be on their best behavior. Rockefeller put it this way:

We’re tired of the yakking. We’re tired of people screaming at each other. Honest dialogue is what’s needed.

Manchin did slip up once and start down the road of talking about the federal government “usurping the power” of the state. I’m told that during the closed-door meeting, Rep. Shelley Moore Capito actually asked what the state could do to force EPA to return West Virginia’s “sovereignty.”

After the meeting, Rep. Nick J. Rahall told me that he continues to believe that EPA is doing its job by reviewing Clean Water Act permit applications pending before the federal Army Corps of Engineers:

What we’re into here is the implementation and enforcement of the Clean Water Act by EPA as the law gives them the right to do.

Rahall said that previous failure by EPA to enforce the law was part of what led to environmental group lawsuits that bottled up permit issuance by the Corps of Engineers.

Rahall and Capito, the only Republican member of the state’s congressional delegation, agreed on one thing: That they want to get the political component out of the discussion of the future of coal mining.

Rahall said: “We have to get beyond the premise that this is about politics.”

Capito said: “It really doesn’t matter the politics of it. It’s all about these folks and the people they employ and the communities they live in.”

But there was one big elephant that wasn’t in the room when those comments were made ... Massey Energy President Don Blankenship attended the closed-door session, but did I didn’t see him at the press conference, and he certainly didn’t go to the podium and speak.

And over at the West Virginia Red blog, here’s what one of Blankenship’s former political operatives wrote that today’s meeting was supposed to be about:

The environmental extremists don’t get it. Today’s meeting is not about saving the environment or finding some balance between mining coal and saving salamanders. This meeting is about formulating a strategy to combat the Obama administration’s assault on coal and the mining industry.

Most of the environmental groups that are supportive of the Obama administration’s policy on coal have no desire to find a compromise between the coal industry and the environment. The end goal for them is to completely eliminate coal, coal mining, and mining jobs from our state and country’s energy mix.

It’s very simple to understand. You don’t invite people who are trying to destroy your industry or business to a meeting where you plan to discuss the course of action required to save your industry.

For example, can you imagine the President inviting Taliban representatives to the meetings he is currently hosting to formulate our strategy in Afghanistan? The environmental movement has no desire to see the “big bad”

coal operators, their employees, and their shareholders do well. The environmental movement wants to kill the coal industry.

There are also rumors swirling about the political implications from today's meeting. Environmental extremists are speculating that one or more of the conservative Democrats at today's meeting is considering a primary challenge against Congressman Nick Rahall. Others speculate that a high profile Democrat could switch parties and take on Rahall as a Republican.

Congressman Nick Rahall deserves a Democrat primary challenge; after all he has said the Environmental Protection Agency is just doing its job. Rahall has grown more liberal and more confident as his seniority in the House has grown. He has lost touch with the Democrats and West Virginians he represents in Congress.

I don't know what was said during the closed-door meeting ... but I know this isn't what West Virginia's political leaders — including Rep. Capito, who is certainly pretty popular with the West Virginia Red blog crowd — were telling the press after the meeting.

And last, but most certainly not least in all of this: While we don't know where Sen. Robert C. Byrd is going to come down on all of this exactly (his West Virginia staff director, Anne Barth, declined to speak at the press conference), Sen. Rockefeller had some mighty interesting things to say about whether increased regulation and limitation of mountaintop removal is needed:

It isn't going to be the same as it always has been. We have to make adjustments.

I don't think so much about mayflies, but I do think about those people [who live downstream]. There will have to be adjustments.

Gregory E. Peck
Chief of Staff
Office of Water
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

202-564-5778

From: Bob Sussman/DC/USEPA/US
To: Gregory Peck/DC/USEPA/US@EPA
Date: 11/10/2009 08:12 PM
Subject: Re: First Article About Governor's meeting.

greg -- I remember you earlier preparing a list of "best practices" we would expect in MTM projects. Am I right? Could you reseed? Maybe we use this to respond to the demand for specifics.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

From: Gregory Peck/DC/USEPA/US
To: Peter Silva/DC/USEPA/US@EPA
Cc: Arvin Ganesan/DC/USEPA/US@EPA, Shawn Garvin/R3/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA
Personal Privacy

Date: 11/10/2009 07:38 PM
Subject: First Article About Governor's meeting.

November 10, 2009

W.Va. leaders seek coal answers from White House

CHARLESTON, W.Va. -- West Virginia political leaders promised Tuesday to speak "with one voice" to clarify the Obama administration's proposals to more strictly regulate mountaintop removal coal mining.

Gov. Joe Manchin, Sen. Jay Rockefeller, and Reps. Nick J. Rahall and Shelley Moore Capito said they would join forces to seek a high-level White House meeting to raise coal industry concerns about tougher permit reviews instituted by the U.S. Environmental Protection Agency.

"It's about the economy of West Virginia," Manchin said at a news conference after a two-hour, closed-door meeting with industry leaders. "We're just trying to find that balance right now."

Rockefeller said the White House meeting doesn't have to involve President Obama, but must be with someone who can provide "good, hard information" about exactly what new environmental constraints EPA wants to place on mountaintop removal.

Rahall said coal executives at Tuesday's meeting expressed frustration with EPA permit reviews, delays in permit decisions and general confusion about what -- if any -- new standards EPA Administrator Lisa Jackson is imposing on Clean Water Act permits for strip mines.

"We need to know what the rules of the game are," Rahall said. "We need clarity. We need EPA to get its act together."

Capito, the only Republican member of the state's congressional delegation, said the state would be more successful in working with EPA if officials from both parties are involved.

"I think unified voices are always louder and stronger," said Capito, who complained EPA has canceled two private meetings she had scheduled with Jackson to discuss permit review issues.

Representatives of Sen. Robert C. Byrd, D-W.Va., also attended the meeting, but did not speak during the news briefing that followed. Rep. Alan Mollohan, D-W.Va., did not attend, and apparently no one from his staff came in his place.

Manchin called the high-level meeting at the request of Logan County Commissioner Art Kirkendoll, who complained that EPA permit reviews -- including the potential veto of the largest mountaintop removal permit in West Virginia history -- are hurting his county's economy and tax base.

"All we need to do is find out if it's qualifiable," Kirkendoll said. "If it's the right kind of permit, let us go to work."

Top Manchin staffers, county commissioners from various coalfield counties, and several United Mine Workers union representatives joined more than a dozen top coal industry executives for the meeting. The event was moved at the last minute from a public conference room in the Capitol to a private tent structure set up adjacent to the Governor's Mansion for social events. Additional State Police troopers were on hand, but there was no sign of any anti-mountaintop removal protesters.

Paul Vining, president of Patriot Coal Co., said the industry worries that EPA permit reviews and any new standards limiting water quality impacts will have "far-reaching impacts" not just on mountaintop removal, but also on underground mining and coal-waste impoundments.

Vining said large-scale layoffs aren't not imminent, but that industry officials are concerned about long-term matters if they don't find out exactly what EPA's new standards are going to be.

"We're very concerned about our employees in the long term," Vining said. "It may not be next week or next month."

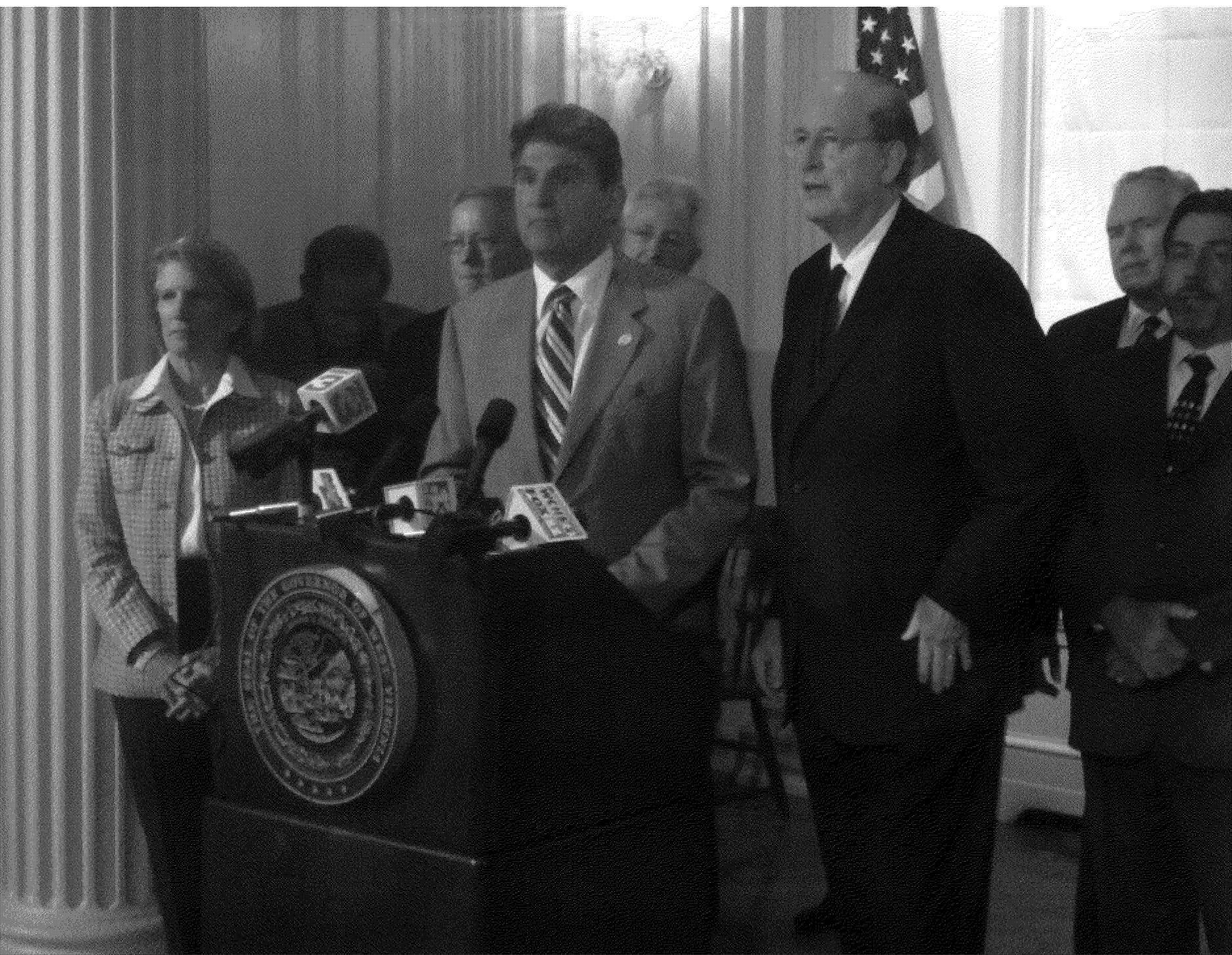
Brett Harvey, president of CONSOL Energy Inc., agreed.

"There has been a change and we would like to know what the rules are," Harvey said.

EPA officials did not immediately provide comment on the meeting.

Gregory E. Peck
Chief of Staff
Office of Water
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

202-564-5778



EPA-0013430002980-0001



To: "Lisa Heinzerling" [heinzerling.lisa@epa.gov]; Bob Sussman"
[Sussman.bob@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 11/11/2009 2:03:46 PM
Subject: I take it you 2 now realize it is a federal holiday right? I have parent teacher
conferences and a few personal apptmts today.

To: CN=Lawrence Elworth/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 11/11/2009 11:54:38 PM
Subject: Re: Dioxin End-of-Year Deliverables

Deliberative

----- Original Message -----

From: Lawrence Elworth
Sent: 11/11/2009 06:36 PM EST
To: Bob Sussman; Richard Windsor
Cc: Bob Perciasepe; Lisa Heinzerling; Diane Thompson; Scott Fulton; Arvin Ganesan; Seth Oster
Subject: Re: Dioxin End-of-Year Deliverables

Bob - As we noted earlier, there is likely to be significant discussion over the risk characterization due the presence of dioxin in food - extensive discussions will be in order w/USDA on those issues that will also take some time in interagency review. Thanks for pulling this together so cogently, Larry

----- Original Message -----

From: Bob Sussman
Sent: 11/11/2009 10:32 AM EST
To: Richard Windsor
Cc: Bob Perciasepe; Lisa Heinzerling; Lawrence Elworth; Diane Thompson; Scott Fulton; Arvin Ganesan; Seth Oster
Subject: Dioxin End-of-Year Deliverables

Lisa -- The three of us met yesterday with ORD to discuss the status of the dioxin reassessment.

In the dioxin science plan we issued earlier this year, we committed that, by December 31, we would release EPA's draft response to the comments of NAS on the last version of the dioxin reassessment. This document would then be subject to public comment and review by our SAB. The response to comments and related peer/public review would be a critical step in developing a final version of the dioxin reassessment, which we have targeted for the end of 2010. Activist groups have chided us for not issuing the reassessment sooner but the complexity of the scientific issues and importance of peer review have required the additional time we are taking.

At yesterday's meeting, Peter Preuss gave us a preview of the response to comments document. Nearly 400 pages in length, it will probably recommend:

Deliberative

Deliberative

Peter and Lek say that, even with a delay in release of the response to comments, they can keep finalization of the reassessment on track for the end of 2010. We'll have to see whether this is doable.

We want to make sure you're comfortable missing the December 31 date.

The other December 31 deliverable in the dioxin science plan is the preliminary remediation guideline (PRG) for dioxin in soils. We can meet this deadline but only if OMB limits review to 30 days, which I believe they have committed to. The PRG calls for a substantial reduction in EPA's soil cleanup level from 1000 ppt to 72 ppt. This will have major ramifications for Dow Midland and other SF sites. (Peter said that the PRG soil value may need to be reduced further based on the final reassessment).

Let us know your thoughts.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

To: CN=Eric Wachter/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
Bcc: []
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Thur 11/12/2009 5:39:07 PM
Subject: Fw: R4 Names
[EPA Region 4 Recommendation Bios 11-10-09.pdf](#)
[**mailto:** \[Personal Privacy\]](mailto:[])
Jackson.Lisa@epamail.epa.gov
Personal Privacy
<http://www.ejrc.cau.edu/>

As you will note below, Bob Bullard has the wrong email address for me. Please get him the correct one.
Thanks, Lisa

----- Forwarded by Richard Windsor/DC/USEPA/US on 11/12/2009 12:38 PM -----

From: Allyn Brooks-LaSure/DC/USEPA/US
To: windsor.richard@epa.gov
Date: 11/11/2009 06:44 PM
Subject: Fw: R4 Names

LPJ-

Attached are several names put forward by Dr. Bullard and other EJ leaders. I received this from an indirect source and not Bullard.

MABL.

M. Allyn Brooks-LaSure
Office of the Administrator
U.S. Environmental Protection Agency
Cell: [Personal Privacy]

From: Allyn Brooks-LaSure [Personal Privacy]
Sent: 11/11/2009 06:24 PM EST
To: Allyn Brooks-LaSure
Subject: R4 Names

From: Robert Bullard [mailto:[Personal Privacy]]
Sent: Tuesday, November 10, 2009 1:12 PM
To: Lisa P. Jackson (Jackson.Lisa@epamail.epa.gov)
Subject: EJ Groups List of Names for Consideration for EPA Region 4 Administrator

November 10, 2009

The Honorable Lisa P. Jackson, Administrator
U.S. Environmental Protection Agency
Ariel Rios Building, Mail Code: 1101A
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Dear Administrator Jackson:

After talking with a number of environmental justice leaders over the past week, we arrived at several names that we would like to put forward for consideration as EPA Region 4 Administrator (see attachment).

We thank you for your consideration.

Sincerely,

Robert D. Bullard, Ph.D.
Environmental Justice Resource Center
Clark Atlanta University
223 James P. Brawley Drive
Atlanta, GA 30314
(404) 880-6920 (ph) (404) 880-7132 (fx)
Email: **Personal Privacy**
Website: <http://www.ejrc.cau.edu/>

To: CN=Eric Wachter/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
Bcc: []
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Thur 11/12/2009 5:40:02 PM
Subject: Fw: R4 Names
[EPA Region 4 Recommendation Bios 11-10-09.pdf](#)
[**mailto:** \[Personal Privacy\]](mailto:[])
Jackson.Lisa@epamail.epa.gov
Personal Privacy
<http://www.ejrc.cau.edu/>

And please thank him for the suggestions!

----- Forwarded by Richard Windsor/DC/USEPA/US on 11/12/2009 12:39 PM -----

From: Allyn Brooks-LaSure/DC/USEPA/US
To: windsor.richard@epa.gov
Date: 11/11/2009 06:44 PM
Subject: Fw: R4 Names

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Cell: **Personal Privacy**

From: Allyn Brooks-LaSure **Personal Privacy**
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To: CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]; N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]

Cc: []

Bcc: []

From: CN=Richard Windsor/OU=DC/O=USEPA/C=US

Sent: Thur 11/12/2009 5:47:18 PM

Subject: Fw: R4 Names

[EPA Region 4 Recommendation Bios 11-10-09.pdf](#)

<mailto:Jackson.Lisa@epamail.epa.gov>

<http://www.ejrc.cau.edu/>

Deliberative

I would say we should call [Personal Privacy](#) just to see if they have any interest. Thoughts?

----- Forwarded by Richard Windsor/DC/USEPA/US on 11/12/2009 12:43 PM -----

From: Allyn Brooks-LaSure/DC/USEPA/US

To: windsor.richard@epa.gov

Date: 11/11/2009 06:44 PM

Subject: Fw: R4 Names

LPJ-

Attached are several names put forward by Dr. Bullard and other EJ leaders. I received this from an indirect source and not Bullard.

MABL.

M. Allyn Brooks-LaSure
Office of the Administrator
U.S. Environmental Protection Agency
Cell: [Personal Privacy](#)

From: Allyn Brooks-LaSure [Personal Privacy](#)
Sent: 11/11/2009 06:24 PM EST
To: Allyn Brooks-LaSure
Subject: R4 Names

From: Robert Bullard [[mailto:Personal Privacy](#)]
Sent: Tuesday, November 10, 2009 1:12 PM
To: Lisa P. Jackson (Jackson.Lisa@epamail.epa.gov)
Subject: EJ Groups List of Names for Consideration for EPA Region 4 Administrator

November 10, 2009

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Ariel Rios Building, Mail Code: 1101A
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To: CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
Bcc: []
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Thur 11/12/2009 7:05:58 PM
Subject: Fw: Att
Document1.doc

----- Forwarded by Richard Windsor/DC/USEPA/US on 11/12/2009 02:05 PM -----

From: Richard Windsor/DC/USEPA/US
To: "Lisa Jackson" <windsor.richard@epa.gov>
Date: 11/12/2009 02:00 PM
Subject: Att

FYI

PENDING - NEPA lawsuit, National Trust for Historic Preservation v.
Veterans Administration et al (docs attached)

Deliberative

Three projects below for your visit....I placed Ponchartrain Park first with a little background on the race...Warren Easton Entergy tour would be fantastic!

Ponchartrain Park Neighborhood Association Tour

<http://www.pontchartrainpark.org/index.html>

Troy Henry -Background Article-

By Christopher Tidmore, ctidmore@louisianaweekly.com

Troy Henry will answer your questions on the author's radio program on Tuesday, 11/10, from 3-4 PM on WSLA 1560 AM New Orleans & KKAY 1590 AM Baton Rouge, online at www.globalradiokkay.com. Call in 504-322-3510.

It was nearly three years after Hurricane Katrina, and local businessman and nationally known consultant Troy Henry looked upon the neighborhood in which he had grown up, and realized the restoration of Ponchartrain Park was still not on any politician's agenda. He telephoned his childhood friend, actor Wendell Pierce, and the two men decided to do something.

When they began, Henry told *The Louisiana Weekly and Bayoubuzz*, "Ponchartrain Park, the neighborhood where we grew up, which is also one of the most historic African-American neighborhoods in the country, was less than 40% recovered. We thought it was a tragedy that no City investment was made to help the neighborhood recover. At that time, it wasn't even listed as a Target Recovery Zone. We joined together with the neighborhood residents, a nationally-renowned development team, and the New Orleans Redevelopment Authority (NORA) to develop a plan to help rebuild the neighborhood stronger and better by building over 500 super energy-efficient, affordable homes. We've also been working with the State, federal agencies like HUD and FEMA, philanthropic organizations, and Congress to package all of the available incentives to make the houses affordable to everyone. It's been a labor of love because not only is it my old neighborhood, but my parents still live there. I wanted to make sure that they could live out their golden years enjoying the same quality of life they had before Katrina hit."

Troy Henry who had been content for years to stay in the political background, decided that New Orleans needed a leader, and he was distinctly underwhelmed with the choices that had presented themselves for Mayor. Acting on the encouragement of Wendell Pierce and other family and friends, Henry revealed to the press on October 20th, that he would be a candidate in the February 2010 elections for Mayor of New Orleans.

He enters the race with most extensive corporate resume of almost any of the candidates, rivaling either John Georges or Leslie Jacobs. Currently, the Managing Partner of Henry Consulting, he has over 20 years of management

experience, work described as having "a strong focus on business development, strategic planning, contract management, technology, and government relations".

As President of the \$600M United Water Corporation, Henry had responsibility for overseeing operations and management of United Water's water and wastewater businesses, customer satisfaction, client relations and marketing activities in nineteen states. Henry has also served in executive positions with Enron, IBM, Hewlett Packard, Aluminum Company of America (ALCOA) and LORAL Federal Systems. He has bachelor's degrees in electrical/computer engineering and African and Afro-American studies from Stanford University, and master's degrees in electrical engineering and biomedical engineering from Carnegie-Mellon University.

Henry has made it clear that his bid for Mayor would be no quixotic affair, pledging hundreds of thousands of dollars in personal capital to the race. That decision, along with his long experience in local civic affairs, instantly made Troy Henry one of the most talked about potential candidates for Mayor, and, perhaps, the best financed of all of the African-American contenders for the job.

As to why the successful corporate leader would leave his company to run, Henry responds simply, "I love New Orleans. I believe that we're at a critical juncture and I'm worried about what happens to our City if we don't have effective leadership in the Mayor's office over the next four years. I believe I have the right vision for our City, and I believe that I have the right combination of integrity, skills, experience, and qualifications to allow me to be effective in working with the community to accomplish that vision."

In Henry's mind, it is his business background that uniquely qualifies him for the Chief Executive Post. "I have a passion for the City. I could've worked anywhere in the country, but chose to move back to New Orleans because I believe in the City's potential. My experience getting things done through effective management. My qualifications, which includes my professional background leading large, complex organizations over the years where, in many cases, I've essentially come in and transformed organizations that were dysfunctional into something functional, effective, and productive. My experience living in other progressive cities and working as an executive in well-managed companies gives me an understanding of best practices. And lastly, my vision of transforming New Orleans into the most desired City in the U.S. in which to live."

It is a five point vision, in fact. Henry seeks to "Re-engineering City Government". As he explains, "For New Orleans city government to begin to achieve the highest standards of performance that citizens expect and deserve, it needs to be re-engineered, re-cultured, and transformed. To reach that goal, I'll institutionalize standards of performance and professionalism for all city employees, including those that work in the Civil Service System; improve the

City budgeting process by working with the City Council on budget matters far in advance of budget deadlines set in the City Charter; set priorities for spending to ensure that the taxpayer dollars are spent on the City's *real* needs – our spending should be data-driven and based on what the community has established as the City's priorities, not based on politics. I'll establish standards of accountability that will eliminate wasteful spending on things like City-issued credit cards and take-home vehicles for employees who don't absolutely need them. I also believe that full transparency is the key to renewing citizens' faith that City government is spending their money wisely and working in their best interests. My Administration will produce programs and policies that are sustainable, that people adopt as a way of life, so the City can continue to be a "Model City for the 21st Century" no matter who's in office."

Like almost every other Mayoral candidate, Henry worries about the rising violent crime rate. "The City of New Orleans should not be a haven for thugs, drug dealers, and career criminals. The NOPD's highest priority should be removing violent and repeat offenders off of our streets *permanently*! I'll immediately convene a group (that includes law enforcement experts, criminal justice system advocates, community leaders, etc.) to conduct a nationwide search for the best man or woman to lead the Police Department. The new Chief will be held to the same high standards of performance, accountability, and transparency that I'll expect from other department heads in City government. The new Chief's success will be measured by specific goals of crime reduction, police professionalism, response times, public satisfaction, and the Department's ability to work effectively with the other agencies that comprise the Criminal Justice System, including the District Attorney, Sheriff, Judges, Office of the Public Defender, federal law enforcement agencies, and others. The Department must also establish a more effective and continuous relationship with community residents. I'm going to challenge the Police Department to earn its budget by reducing crime and treating citizens with dignity and respect."

A critical component of Henry's is a focus on "Fixing Streets and Infrastructure". As he explains, "New Orleans residents (and visitors) deserve better than crumbling streets and sidewalks that aren't fit for a Third-World country. The City of Baton Rouge spends \$26 million per year on its streets. New Orleans, one of the country's most world-renowned cities, spends just \$3 million per year. The Sewerage & Water Board loses 50% of the water that pumps through the system. Every resident pays for that lost water. And we pay even more when that escaped water bubbles to the surface to damage streets and property. The drainage system is also the first line of defense in our City's flood protection system. We have to make a more significant investment in ongoing maintenance and repair of our basic infrastructure. I want to continue the street work started under the South Louisiana Submerged Roads Program and accelerate the repair of the City's antiquated sewer, water, and drainage system. And the effort has to be coordinated to ensure that when a street gets fixed, the leaky water pipes underneath get fixed also. The City should also have a smarter transportation system that includes synchronized signal-lighting. Fixing the poor

condition of streets is a good first step, but our transportation system also needs to be more efficient. And we should continue the current trend of making our street system more bike and pedestrian friendly."

In the midst of a recession, the businessman's focus is to "Bring Jobs and Economic Development" as well. "New Orleans has great people, food, history, and culture, but we also need a strong and diversified economy, with good paying jobs, so we can retain and attract the talented individuals that will help our city to grow and prosper. I want to bring 40,000 to 50,000 new jobs to New Orleans by doing extensive recruitment of at least 200 of the Fortune-1000 companies to move some of their business units/services to the City.. I'll also ask President Obama to show that the federal government believes in the quality of the levees that they built to protect our City by moving thousands of federal jobs to the area. I'll lead this recruitment effort while working closely with other City and regional leaders in the public and private sector to ensure success. The City itself can also be an economic development engine. Every year, the Administration spends millions of dollars on City contracts. I'll make every effort to ensure that those taxpayer dollars are recycled in our own community by choosing capable and qualified *local* firms to do work in the City.

Lastly, Henry maintains, "Blighted and abandoned property fosters crime, impedes economic development, and saps valuable City resources needed to manage the problem. I'll empower the New Orleans Redevelopment Authority to do what it was created to do – clean up blight and help to redevelop neighborhoods. Fixing up blighted property improves and beautifies neighborhoods, provides needed housing, and increases the City's property-tax base. I also want to ensure that the City's neighborhoods don't experience a long-term jack o'lantern effect, so I'll ensure that NORA can continue their large-scale neighborhood redevelopment efforts like Pontchartrain Park. The Administration will also take a multi-pronged approach to assisting with those efforts through more effective code enforcement, liens, sheriff sales, etc."

What most candidates do not acknowledge, Henry outlines, is that there are "two separate issues" when dealing with blighted property.

"One is the vacant housing that existed pre-Katrina. The second is the additional post-Katrina vacant housing. For the first group (pre-Katrina vacant property), most of the property has been sitting vacant for years, and some of the properties may be a threat to public safety and health. Our state constitution is clear that eminent domain is a tool that can be used to address that, but it should only be used if absolutely necessary and in very specific instances.. There are other ways that we can clean up vacancies and blight, such as more effective code enforcement, liens, and sheriff sales. But the different neighborhoods in our City have different needs, so we have to use the approach that makes the most sense in each. For the second group (post-Katrina vacant property), we have to identify the residents and businesses who want to return but have a resource gap that prevents them from doing so. For those residents and business, we need to

begin leveraging and packaging resources (similar to what's been done in Pontchartrain Park) to help them to close the financial gap. For residents and businesses that have resources to repair/rehabilitate their property but are allowing the property to lie vacant and abandoned, we can begin using the same approaches as for the first group. My Administration will partner with NORA to develop a comprehensive plan for the disposition of vacant, abandoned, and blighted properties citywide."

Henry sidestepped the critique, though, that current constitutional changes in the state constitution post-New London make using eminent domain as a method to force landowners to fix their property difficult. Unlike some, he sees no legal challenges to expropriating blighted properties.

The issue of urban redevelopment is so critical to Henry that he breaks with several other African-American candidates for Mayor, by opposing another vote on the master plan, before its final approval. As he told the *Weekly*, "New Orleans residents already voted for the master plan to have the force of law once it successfully moves through the approval process. That process includes several forums where residents already have, and can continue to provide, input, including public meetings, City Planning Commission hearings, and City Council hearings. So there are many opportunities that residents and elected leaders have to ensure that the plan reflects the will of the people. Also, the master plan is a living document that is meant to be updated periodically as the will and priorities of residents change."

On of those changes he foresees is the element of the master plan to eliminate the overpass over N. Claiborne cutting the Treme and St. Roch neighborhoods in Half and end the I-10 route behind the French Quarter. It is not as simple as that, Henry says. "Ideally, we would have an Interstate highway system that looped around New Orleans, like in many other cities.. However, the I-10 was built differently here. And now thousands of residents rely on that stretch of highway to take them from uptown to downtown and to the CBD, and vice versa. If it was removed, it might beautify the surrounding neighborhoods, but we would have to find an alternate transportation route that is as efficient as the elevated highway. Re-routing traffic to I-610 is not a feasible alternative. So taking it down will have both positive and negative impacts. However, and most importantly, throughout the various planning processes that New Orleans residents have undertaken since Katrina, the removal of I-10 over N. Claiborne has never been listed as a high priority. It might be a great idea, and it may happen one day, but that will not be a priority for my Administration."

On area on which Henry would not take a specific stand is whether Big Charity should be repaired or whether a new LSU Hospital in mid-city necessary.

The Mayoral candidate does declare, "The City of New Orleans absolutely needs a state-of-the-art, Level-I trauma center, and teaching/research hospital."

However, Henry avoids noting which option he favors. "The LSU Hospital rehabilitated or newly-built is one of the City's most significant recovery projects and will have a tremendously positive impact on the regional economy. Whatever the final decision is, we must move forward expeditiously to ensure that the facility is completed in a timely fashion. The LSU Hospital absolutely must be completed! And we cannot let the perfect be the enemy of the good. If the mid-city site is chosen, residents in that area should be compensated in a way that allows them to have the same standard of living in another neighborhood that they currently enjoy. We would also need to think creatively about the best adaptive re-use of the Charity Hospital building, if that is a viable option."

Currently, residents of Mid-City are in a battle with the Nagin Administration over redevelopment of their neighborhood, stretching from N. Rocheblave to Claiborne Ave, in which to build the Hospital. The Administration has until late November to prepare half of the footprint as a construction site for the VA portion of the hospital complex or face a multi-million dollar fine.

On the subject of concrete areas where regional interparish cooperation is politically possible, Henry supports "joint efforts in the areas of: Regional crime lab; Training facilities and support services for Police, Fire, EMS; Communications network for homeland security, emergencies, and evacuations; Transportation, including light-rail systems and Airport improvement/expansion."

He added, though, "This is not an exhaustive list, just some of my initial thoughts."

Henry demurred from directly supporting a state law requiring a public vote before millages could be rolled forward after being rolled back, what some say is necessary to avoid the so-called stealth tax increases of rising home assessments. However, he personally pledged to consult the voters before ever rolling millages forward. "We first have to ensure that we right-size City government and determine what our priorities are before we understand if millages are set at the right level to pay for the necessary operations of City government and to manage our financial obligations (such as debt payments). Millages should be set to pay for those things, but not used to raise surplus revenue. Any initiative to increase millages for the City must be placed on the ballot and approved by New Orleans residents. Additionally, it will be the new Assessor's job to ensure that property tax assessments are fair and accurate. We must hold the new Assessor accountable."

Henry said he could not answer whether he would have supported Ray Nagin's proposal to purchase the Chevron Building as a new city hall. "As a private citizen, I haven't had access to the same information that Ray Nagin or the City Council used to make their decisions, so it's really impossible to speculate. However, I do think that we need a new City Hall. The current site is ideal, but the building itself is obsolete. The Charity building is too large for City Hall's needs and would be too expensive for the City Administration to rehabilitate."

On the question of what he would do differently to accelerate recovery than Ray Nagin has, Henry was quick to reply, "My candidacy will be forward-looking

rather than focusing on critiques of the Nagin Administration. I believe that successfully executing the five pillars of my campaign platform will accelerate the recovery. I'll also immediately begin working to build a stronger relationship with the state, federal officials, and the City Council to speed up the approval processes for the City to get resources and funding. In the areas of Housing and Neighborhood Redevelopment, I want to recreate what we're doing in Pontchartrain Park by leveraging and packaging various resources and incentives to accelerate stronger, safer, energy-efficient, affordable neighborhood rebuilding."

If there is no GOP candidate for Mayor, The Republican Parish Executive Committee has promised to endorse a Democratic candidate. Henry says he would seek that endorsement, "Although I'm a Democrat, I seek the support of everyone and every organization that wants what is in the best interests of the City of New Orleans and its residents. The job of Mayor is not about party politics, it's about making City government perform effectively for all citizens. That's what I will do as Mayor. The argument I would make for support from anyone or any group is the same message about my experience, qualifications, leadership abilities, and vision for the City that I will promote throughout my campaign."

With all the talk about whether the next Mayor of New Orleans is Black or White, Henry explains that such musing are the wrong question. "We should care that the next Mayor of New Orleans is a qualified and experienced manager and leader, with a track record of performance and getting things done, who not only has a vision to transform New Orleans into the most desired city in the U.S. in which to live, but will also work effectively and collaboratively with other elected leaders and community residents to achieve that vision."

"I want to hold the state and the federal government accountable for some of the commitments that they've made to our community. They said funds would flow to the City. We need funds to flow faster. The State acknowledges that the Road Home program was poorly designed. We must ensure that the millions of dollars that the State hasn't spent, is used to make citizens whole so they can finish rebuilding their homes and lives. We should also use CDBG funds creatively to stimulate rebuilding and create confidence in the community that we can continue to make progress."

☐☐ Warren Easton Senior High School – Green ProjectSolar (Entergy, Winrock - Nike)

Warren Easton Senior High School Wednesday unveiled an advanced, hurricane-resistant solar roof system, the first project of the New Orleans Solar Schools Initiative between Entergy Corp., Nike Corp., Winrock International, the Louisiana Chapter of the U.S. Green Building Council and the City of New Orleans.

The school is now equipped with the largest solar array in the city, a 28-kilowatt solar array that will produce approximately 37,000 kilowatt-hours of electricity annually - enough to power three typical residential homes.

From despair to renewal - During a press conference at Warren Easton Senior High School, Rod West, Entergy New Orleans, Inc. president and chief executive officer, described the \$1.7 million, multi-partner New Orleans Solar Schools initiative as a "platform for the city's renewal."

The partners have committed almost \$1.7 million to the Solar Schools Initiative, with \$1.5 million donated by Entergy. The installation at Warren Easton cost approximately \$500,000, including equipment, materials and installation. Solar equipment will be installed at Joseph Craig Elementary, William Frantz Elementary and Henry Allen Elementary as part of the initiative.

During a press conference at the school, Rod West, Entergy New Orleans, Inc. president and chief executive officer, said the project is "changing the meaning of this building, in particular its roof, for many people in this community."

He said that in the days after Hurricane Katrina, the Warren Easton roof "served as a refuge for people trying to escape the flood." The roof still has signs from that time - the SOS scrawled on a small metal shed roof and "help" still visible through a coat of white paint.

"Today we are taking what was part of the despair during the city's darkest hours, and we are turning it into a new platform for the city's renewal where it will play a key role in our city's progressive energy future. It will be a new resource for New Orleans' youth," West said.

The power produced by the solar cells will be enough to provide emergency power for lighting, communications and refrigeration in the event of a catastrophic power failure, enabling the building to operate during an emergency.

The project includes an instructional component that will help educate both students and teachers about conservation and renewable energy. Students will use the solar equipment as a first-hand learning tool to research and report on how energy conservation can integrate with solar power.

The New Orleans Solar School Initiative originated with Entergy's purchase of carbon offsets - registered on Winrock International's American Carbon Registry - from Nike in 2006. The transaction was part of Entergy's long-range plan to stabilize CO2 emissions 20 below percent year 2000 levels through 2010.

Hurricane-resistant power - Warren Easton Senior High School's new 28-kilowatt solar array is the largest in New Orleans and will produce approximately 37,000 kilowatt-hours of electricity annually.

Entergy Helps New Orleans Get a Little Greener

New Orleans became a greener city Wednesday thanks to Entergy and its financial support of two key projects.

Just a few hours after the unveiling of the first project in the New Orleans Solar Schools Initiative, Entergy representatives were on hand for a ceremony marking the completion of the first of a number of biking and walking paths made possible by Entergy's financial support.

Entergy Charitable Foundation awarded grants totaling about \$140,000 to the Louisiana Public Health Institute to provide planning services that helped the city obtain \$35 million in funding from federal and other sources to build walking and biking trails.

Wednesday's event marked completion of the second phase of the St. Anthony Walking Path in Gentilly.

Nike donated \$150,000 of the proceeds from the sale of the carbon offsets, and Entergy committed up to \$1.5 million - part of which is tied to an agreement with the Federal Energy Regulatory Commission - to install solar systems at New Orleans public schools.

The project is being coordinated by Winrock, a nonprofit organization based in Little Rock, Ark. The project contractor was Advanced Roofing, Inc. Other project partners include the Greater New Orleans Foundation, the U.S. Department of Energy and Think Energy.

The solar array will save the school approximately \$4,300 annually in power costs, although savings will depend upon the price of electricity and the extent of any energy efficiency measures taken at the school.

The Bayou Bienvenue Wetlands Restoration Project (see below and attached).

Since late 2005, just months after the levees broke, we've been building a community coalition of support for the initiative to restore the Bayou Bienvenue Wetlands in the Lower Ninth Ward, just north of Florida Avenue. This 500+ acre area was a thick cypress forest for centuries, until MR-GO opened and allowed

salt-water intrusion to destroy the natural barrier that protected the downtown neighborhoods of New Orleans from hurricane storm surge flooding. (I remember as a child in the late sixties exploring the still thriving cypress forest in this area). Studies conducted by Dr. Ivor van Heerden, formerly of LSU, concluded that had the cypress forest not died, the storm surge and flooding in the Lower Ninth Ward would have been reduced by at least seven to ten feet, saving scores of lives, hundreds of homes and likely preventing the breach in the Industrial Canal levee.

This wetlands restoration initiative began with the support of Lower Ninth Ward neighborhood organizations and leaders with the active assistance of the professors and graduate students at the University of Colorado-Denver College of Architecture, LSU, the Hydrology and Water Management Department of the University of Wisconsin-Madison, the Sierra Club, the Tulane-Xavier Center for BioSciences, Advocates for Environmental Human Rights and the Louisiana Justice Institute; the coalition of active partners has grown to include the Martin Luther King Charter School for Science and Technology, the The Center for Sustainable Development, the Sewerage and Water Board of New Orleans, Tulane University and dozens of other organizations and institutions.

This project is important because it is a community led priority and an urban wetlands restoration project that already serves educational and advocacy purposes, expanding the understanding of the general public and the students at MLK Charter School, which has adopted coastal restoration and the Bayou Bienvenue Wetlands Restoration project as an integral part of their science curriculum. The use of a tertiary treatment effluent from a municipal waste treatment facility to restore fresh water and restore this coastal wetlands, and its proximity to downtown New Orleans (three miles from the French Quarter), are just two features that support advocacy and public education. .

Contacts: Jacques Morial, The Louisiana Justice Institute - (504) 628-5517; Jacques@LouisianaJusticeInstitute.org

Pam Dashiell, The Center for Sustainable Development (504) 701-3740; orleans2007@yahoo.com

Darrel Malek-Wiley, the Sierra Club (504) 865-8708; darryl.malek-wiley@sierraclub.org

Professor Austin Allen, UC-D, (216) 965-5929; austin.allen@cudenver.edu

<http://www.hiphopcaucus.org/2009/10/27/white-house-blog-humbled-in-the-wetlands-ocean-policy-task-force-in-new-orleans>

White House Blog: Humbled in the Wetlands: Ocean Policy Task Force in New Orleans

October 27th, 2009

by admin

Last week, I joined fellow members of the Ocean Policy Task Force in New Orleans for a Public Meeting to continue our ongoing discussion of ocean and coastal environmental issues, this time with a focus on the Gulf Coast Region. At the meeting on Monday, we heard a wide variety of comments from local residents and gained valuable insight into the central issues affecting the region that was devastated by Hurricane Katrina just over four years ago. In addition to being there in person, we were able to virtually link all five Gulf states thanks to the Gulf Coastal Ecosystem Learning Centers, and had the benefit of live participants from Corpus Christi, TX; Tampa, FL; Dauphin Island, AL; Ocean Springs, MS as well as New Orleans, LA. The lessons learned from this trip once again highlight the need for a national policy that ensures the protection, maintenance, and restoration of our oceans, coasts, and marine ecosystems. On Tuesday, we toured the Gulf Coast region to get a first-hand view of the issues. We took an aerial tour of New Orleans' 9th Ward, coastal wetlands and barrier island chains, and the Mississippi river, followed by an airboat tour of the Big Branch Marsh National Wildlife Refuge and its unique habitats and diverse plant communities. Our trip allowed us to see both the bird's eye view of the Gulf from the air, and actual restoration efforts on the ground. The Obama administration is working to strengthen the wetlands and barrier islands that are the first line of defense for the Gulf Coast – a priority that, while critical to this region's physical protection, is also critical to our environment and to our economy.

It was a truly pleasure to return to New Orleans so soon after my visit the week before. Before the President's town hall, I had the opportunity to meet with leaders from the community engaged in coastal restoration efforts and to witness first-hand the degree of environmental degradation plaguing the region. I also visited the Central Bayou Bienvenue wetlands restoration site, which is utilizing wetland assimilation of wastewater effluent to restore approximately 10,000 acres of the critical cypress wetlands that have historically served as a natural defense against storms.

Standing on the viewing post of Bayou Bienvenue and seeing the extent to which the wetlands have disappeared was a humbling experience that reinforced my belief in the importance of this, and other coastal restoration projects. As the President said during the Town Hall, it is inspirational to spend time with the citizens there who have persevered in the face of the tragedy that was Katrina and are steadfast in their resolve to rebuild. The Obama Administration is committed to enhancing the environmental and economic sustainability of New Orleans and coastal Louisiana, and we recognize that coastal wetland restoration is a key path toward achieving this type of long-term resiliency. I would like to thank the individuals who provided us with valuable insight on the restorative work being accomplished there, and I look forward to continue to work with this region in the future.

By Nancy Sutley, Chair of the Council on Environmental Quality

See Original Blog Post [HERE](#)

Last week, I joined fellow members of the Ocean Policy Task Force in New Orleans for a Public Meeting to continue our ongoing discussion of ocean and coastal environmental issues, this time with a focus on the Gulf Coast Region. At the meeting on Monday, we heard a wide variety of comments from local residents and gained valuable insight into the central issues affecting the region that was devastated by

Hurricane Katrina just over four years ago. In addition to being there in person, we were able to virtually link all five Gulf states thanks to the Gulf Coastal Ecosystem Learning Centers, and had the benefit of live participants from Corpus Christi, TX; Tampa, FL; Dauphin Island, AL; Ocean Springs, MS as well as New Orleans, LA. The lessons learned from this trip once again highlight the need for a national policy that ensures the protection, maintenance, and restoration of our oceans, coasts, and marine ecosystems.

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work being accomplished there, and I look forward to continue to work with this region in the future.

Will the White House Protect Bayou Bienvenue?

Maybe.

That's the word from Nancy Sutley, chair of the White House Council on Environmental Quality, who visited the Bayou as part of President Obama's visit to New Orleans yesterday. A panel focused on coastal restoration will soon choose its priorities for wetlands and barrier-island rebuilding.

As reported in today's *Times-Picayune*:

"White House Council on Environmental Quality chairwoman Nancy Sutley promised Thursday to complete a review of Louisiana coastal restoration projects "within months" to determine which would become priorities for the Obama administration.

Speaking to reporters at a hastily arranged news conference on a platform overlooking a proposed wetlands-restoration project along Bayou Bienvenue in the Lower 9th Ward, Sutley sought to reassure state and local officials who were concerned that President Barack Obama's four-hour visit to New Orleans failed to take advantage of an opportunity to review coastal restoration and levee safety issues."

Read the rest of "[Environmental adviser to review coast projects](#)". And please consider attending or viewing Monday's Gulf Coast Regional Ocean Policy Task Force Public Meeting in New Orleans this Monday. See the post below for more information.

New Orleans' Fox 8 (WWUE) did a nice follow-up story of the visit to Bayou Bienvenue by CEQ Chair Nancy Sutley in "[A cypress swamp to be reborn](#)" with video below:

To: CN=Lawrence Elworth/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]
Bcc: []
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Thur 11/12/2009 8:46:36 PM
Subject: Re: Dioxin End-of-Year Deliverables

I think we should get the doc out for interagency review SAP and give them 30 days. When is the earliest we can start interagency review?

From: Lawrence Elworth/DC/USEPA/US
To: Bob Sussman/DC/USEPA/US@EPA, Richard Windsor/DC/USEPA/US@EPA
Cc: Bob Perciasepe/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Scott Fulton/DC/USEPA/US@EPA, Arvin Ganesan/DC/USEPA/US@EPA, Seth Oster/DC/USEPA/US@EPA
Date: 11/11/2009 06:36 PM
Subject: Re: Dioxin End-of-Year Deliverables

Bob - As we noted earlier, there is likely to be significant discussion over the risk characterization due the presence of dioxin in food - extensive discussions will be in order w/USDA on those issues that will also take some time in interagency review. Thanks for pulling this together so cogently, Larry

----- Original Message -----

From: Bob Sussman
Sent: 11/11/2009 10:32 AM EST
To: Richard Windsor
Cc: Bob Perciasepe; Lisa Heinzerling; Lawrence Elworth; Diane Thompson; Scott Fulton; Arvin Ganesan; Seth Oster

Subject: Dioxin End-of-Year Deliverables
Lisa -- The three of us met yesterday with ORD to discuss the status of the dioxin reassessment.

In the dioxin science plan we issued earlier this year, we committed that, by December 31, we would release EPA's draft response to the comments of NAS on the last version of the dioxin reassessment. This document would then be subject to public comment and review by our SAB. The response to comments and related peer/public review would be a critical step in developing a final version of the dioxin reassessment, which we have targeted for the end of 2010. Activist groups have chided us for not issuing the reassessment sooner but the complexity of the scientific issues and importance of peer review have required the additional time we are taking.

At yesterday's meeting, Peter Preuss gave us a preview of the response to comments document. Nearly 400 pages in length, it will probably recommend:

Deliberative

Deliberative

Peter and Lek say that, even with a delay in release of the response to comments, they can keep finalization of the reassessment on track for the end of 2010. We'll have to see whether this is doable.

We want to make sure you're comfortable missing the December 31 date.

The other December 31 deliverable in the dioxin science plan is the preliminary remediation guideline (PRG) for dioxin in soils. We can meet this deadline but only if OMB limits review to 30 days, which I believe they have committed to. The PRG calls for a substantial reduction in EPA's soil cleanup level from 1000 ppt to 72 ppt. This will have major ramifications for Dow Midland and other SF sites. (Peter said that the PRG soil value may need to be reduced further based on the final reassessment).

Let us know your thoughts.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

To: CN=Adora Andy/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]

From: CN=Richard Windsor/OU=DC/O=USEPA/C=US

Sent: Thur 11/12/2009 9:25:18 PM
Subject: Re: HEADS UP: WSJ negative column tomorrow

W-E. Tx.

----- Original Message -----

From: Adora Andy

Sent: 11/12/2009 04:09 PM EST

To: Richard Windsor; Diane Thompson; Bob Perciasepe; Bob Sussman; Gina McCarthy; Lisa Heinzerling; Seth Oster; Allyn Brooks-LaSure; David McIntosh; Arvin Ganesan

Subject: HEADS UP: WSJ negative column tomorrow

FYI...

Kim Strassel is writing a column tomorrow for the WSJ on EPA's transparency. Clearly, this will be a hit piece. She will cover everything from the two "you tube" attorneys in R9 to Dr. Carlin. She will touch on Sen. Murkowski and the tailoring rule, Sensenbrenner-Issa report and the "politics of the endangerment finding, Chamber of Commerce and the "scopes-monkey trial."

I've worked with her on background to offer her factual information to rebutt some of the claims but I'm sure it will not change anything.

-Adora

Adora Andy

Press Secretary

U.S. Environmental Protection Agency

Office of Public Affairs

202-564-2715

andy.adora@epa.gov

To: CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Thur 11/12/2009 11:12:20 PM
Subject: Re: Fw: Spruce

Right - nothing real to report yet. Let me know if you change your mind.

----- Original Message -----

From: Arvin Ganesan
Sent: 11/12/2009 06:09 PM EST
To: Bob Sussman
Cc: Seth Oster; Richard Windsor
Subject: Re: Fw: Spruce

Deliberative

ARVIN R. GANESAN
Deputy Associate Administrator
Congressional Affairs
Office of the Administrator
United States Environmental Protection Agency
Ganesan.Arvin@epa.gov
(p) 202.564.5200
(f) 202.501.1519

From: Bob Sussman/DC/USEPA/US
To: "Lisa P. Jackson" <Windsor.Richard@epamail.epa.gov>
Cc: "Arvin Ganesan" <Ganesan.Arvin@epamail.epa.gov>, "Seth Oster" <Oster.Seth@epamail.epa.gov>
Date: 11/11/2009 08:07 PM
Subject: Fw: Spruce

Arch Coal is coming to the table with a Peg Fork-type proposal for Spruce 1. I think this is positive and further validates the idea that we are willing to work with mining companies who address our concerns. We're far from declaring victory here but keeping the negotiations going gives us a good story to tell with the Congressional delegation and helps to defuse the claim of a permit "moratorium".

----- Original Message -----

From: Gregory Peck
Sent: 11/11/2009 04:50 PM EST
To: Bob Sussman
Cc: Kevin Minoli
Subject: Spruce

Arch sent this outline of their response to issues we raised at our recent meeting. Interestingly it includes

a "Peg Fork" type approach for several of the valley fills even though they told us they would not agree to this approach. They are also proposing to eliminate a VF. We'll continue discussions - but this is an encouraging sign.

[attachment "Outline of Potential EPA Settlement (C1632063).DOC" deleted by Arvin Ganesan/DC/USEPA/US]

Gregory E. Peck
Chief of Staff
Office of Water
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

202-564-5778

To: CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 11/13/2009 8:11:14 PM
Subject: Re: Greenwire: If air chief loves a brawl, she's come to the right place

Its fine. Just as long as she is prepared to offer clarification if needed.

----- Original Message -----

From: Seth Oster
Sent: 11/13/2009 02:15 PM EST
To: "Lisa Jackson" <windsor.richard@epa.gov>
Cc: "Allyn Brooks-LaSure" <brooks-lasure.allyn@epa.gov>
Subject: Fw: Greenwire: If air chief loves a brawl, she's come to the right place

Per our conversation.....

----- Original Message -----

From: Brendan Gilfillan
Sent: 11/13/2009 01:36 PM EST
To: Seth Oster <oster.seth@epa.gov>; Allyn Brooks-LaSure; Adora Andy; Betsaida Alcantara; Michael Moats

Subject: Greenwire: If air chief loves a brawl, she's come to the right place

EPA: If air chief loves a brawl, she's come to the right place (11/13/2009)

Robin Bravender, E&E reporter

U.S. EPA air chief Gina McCarthy has a thick Boston accent, a shock of cropped white hair and a penchant for a good fight.

"I cannot shy away from controversy," she told a panel of EPA advisers recently. "I don't know if it's my Irish blood, but I love it. I love disagreements. I love the democratic process. If I'm in a room where everybody agrees, I start to nod off."

That is lucky for McCarthy, 55, whose job as the nation's top air regulator has her in what may be the world's hottest spot: the center of a political free-for-all over climate regulation and other air pollution policies.

As President Obama's nominee for the air office post, McCarthy got a whiff of how contentious her new job could be before she was even confirmed by the Senate. Republican Sen. John Barrasso of Wyoming stalled the vote on her confirmation for nearly a month last spring to protest EPA's movement toward using the Clean Air Act to regulate greenhouse gases. Barrasso's "hold" prevented McCarthy from being present at the White House Rose Garden in May when Obama announced the first-ever national greenhouse gas emissions standard on cars and truck in May.

"I was at home awaiting confirmation, really ticked off that it was my opportunity to meet the president, and I was not in that garden," she said.

"So much got done before I got here. I finally called up [EPA Administrator] Lisa Jackson, and I said, 'If you don't get these people off my back, I'm never coming there, because you are making all these commitments and dumping them on my lap, and I'm supposed to implement them. I'm supposed to at least get the pleasure of the announcement.'"

McCarthy quickly made up for lost time when she finally moved in June into her fifth-floor office at EPA headquarters, the Ariel Rios Building on Pennsylvania Avenue.

McCarthy and her staff quickly rolled out several climate policies in response to the Supreme Court's 2007 Massachusetts v. EPA decision, which gave the agency the authority to regulate greenhouse gases as air pollutants.

Environmentalists have hailed the proposals, which they say were long overdue, while conservative lawmakers and many industry groups have accused EPA of attempting to impose new regulations that

would cripple a struggling economy.

But McCarthy, a veteran regulator and a pioneer in a Northeastern regional program to curb global warming emissions, has taken criticism and praise in stride.

"Even if there's controversy, I'm going to make the decision, and people are going to be happy in one instance and unhappy in the next," she said in an interview. "But that's the job I've been given and the job I'm going to embrace."

'I definitely challenge people'

McCarthy has a long to-do list.

At the top of the list are redoing a series of Bush-era rules that were tossed out in court, pioneering a national program to curb greenhouse gas emissions and keeping pace with federal deadlines for pollution programs -- deadlines the agency has consistently failed to meet in the past.

To have a shot at getting it all done, she will need the loyalty of EPA's career staffers, many of whom were disenchanted with the Bush administration's controversial air policies.

"What a breath of fresh air," said an EPA air employee who was not authorized to speak to the press and spoke on background. "She comes to us with much greater knowledge than most of the people that have been in that position recently."

The employee continued, "The most obvious difference is that she takes seriously the mission of the agency to protect public health and the environment. That is her agenda -- it's not to minimize the burden on industry, it's to protect people and the environment, and that makes all the difference in the world."

Diane Chisnall Joy, assistant director of the Connecticut Department of Environmental Protection's Bureau of Outdoor Recreation, called McCarthy -- who had led the state DEP -- a leader who values the opinions of her staff and works tirelessly. "She was always there to support the work that we did and never, ever failed to thank us," she said.

McCarthy admits she's "somewhat demanding" of her staff.

"I definitely challenge people," she said. "But hopefully, I am working harder than anybody else, and so people won't resent the fact that I want them to work hard, as well."

Working 12-hour days is not unusual for her. She typically arrives at the office around 8 a.m. When her husband is in town, she gets up early to walk their two dogs -- Tyson, a golden retriever, and Emma, whom she describes as a "little, poopy dog" her daughter handed off when she went to college. Tyson, who would chew on the family's ears when she was a puppy, was named after the ear-biting heavyweight boxer Mike Tyson.

McCarthy usually leaves the office around 8 or 9 p.m. She goes home to the Pentagon City neighborhood of Arlington, Va., eats dinner and starts plugging away to make sure she's caught up on her e-mails, she said.

She finds it remarkable that her boss, Jackson, is just as work-obsessed as she is. "I will e-mail her at 11 o'clock at night, and at 11:01 I'll get an answer," McCarthy said.

McCarthy's staff can also expect to get those late-night notes.

"I've told them that they must stop returning my e-mails at 2 in the morning, because it creeps me out," she said.

New England roots

McCarthy grew up in Canton, just outside of Boston, in a working-class Irish Catholic family.

She still lives in Canton and has found it hard to tear herself away from her native Massachusetts, no matter where her work takes her.

McCarthy studied social anthropology as an undergraduate at the University of Massachusetts, Boston. She went to Tufts University for graduate work, receiving joint degrees in science and environmental health engineering and planning and policy. McCarthy spent 25 years working on environmental issues in her home state in a variety of positions at the state and local levels. She moved to Connecticut in 2004 when Gov. Jodi Rell (R) appointed her commissioner at the state DEP. She got a studio apartment a few blocks from her office in Hartford, but she went home at least once during the week and during the weekend. "I realized," she said, "that I just wasn't gonna move."

When McCarthy took the EPA post in Washington, "for the most part, I started out going home every weekend," she said. Her husband, Kenneth McCarey, works from home as a wholesale floral salesman, so he sometimes comes to visit for stretches of several weeks.

"I like having him here, but I'm still lonely to go home," she said. The couple has three grown children -- ages 22, 23 and 25 -- who all live in the Boston area. "Every time I go home, it's an occasion for me and somewhat of an occasion for them," she said. "They like Sunday dinner."

McCarthy likes to cook for her kids when they come home. "I come from ... many generations of Irish people. We're meat and potato people, so I don't think that I'm the most creative cook, but I do love the 'Barefoot Contessa,'" she said, referring to the Food Network cooking show. "I could watch her endlessly."

But with two kids who are vegetarians and another who only eats chicken if she eats any meat, cooking can get complicated. "So for a meat and potato person, I have to get creative when my kids come," she said.

Passion for public health

You can learn a lot about McCarthy by looking at her early jobs, said Seth Kaplan, vice president for climate advocacy at the New England-based Conservation Law Foundation who worked extensively with McCarthy during her work at the state level.

She started her career in 1980 as the first full-time health agent in Canton. In 1984, she began working for the board of health in the neighboring town of Stoughton and eventually became the town's first environmental officer.

"She fundamentally has been on the ground thinking about and caring about and trying to take care of the public health of citizens," Kaplan said.

He compared her path to that of someone who started out driving a bus and ended up running the transit agency. "There's a special kind of knowledge that comes from having been the line person that I think infuses what she does."

When she was in graduate school, McCarthy gravitated toward health policy courses more than environmental work. "I've always been interested in health consequences," she said. "I see that as being the primary driver for my interest in environmental work, which is why air quality stuff as well as climate interests me tremendously -- because I see those as having really direct and very large health consequences associated with them."

In 1985, Massachusetts Gov. Michael Dukakis (D) appointed McCarthy to serve as a member of a state hazardous waste safety council responsible for reviewing and permitting hazardous waste facilities. From there, she began working her way up in the Massachusetts government, holding key environmental posts under Republican Govs. William Weld, Paul Cellucci, Jane Swift and Mitt Romney.

Reputation

McCarthy's federal appointment was met with broad acclaim from state regulators and environmentalists and with cautious optimism from many industry leaders.

As the head of Connecticut's DEP, McCarthy helped coordinate a multi-state effort to create the Regional Greenhouse Gas Initiative (RGGI), the nation's first mandatory cap-and-trade program. She also won praise for her work on the state's No Child Left Inside program, as well as her efforts to restore the Long Island Sound and Connecticut's parks and forests.

Connecticut environmentalists were sad to see her go.

"We really were disappointed and ticked off when she left," said John Calandrelli, state program director of Connecticut's Sierra Club chapter. "She's very smart, has very good, high energy. She's a spark plug."

Although her tenure in Connecticut was short, she did very well working under tight budget constraints, said Calandrelli, adding that he wouldn't mind seeing her return to resume her job at DEP someday. "We were making big progress when Gina was here," he said.

A March editorial in the Hartford Courant said, "There's no other way to put this: Gina McCarthy will be a big loss." DEP under McCarthy did come under fire in 2007 after a Courant article accused the agency of consistently lagging on enforcement action against chronic water polluters.

"We're trying to make that turn" toward stronger enforcement, then-Commissioner McCarthy told the Courant, "but we have some serious backlogs to contend with."

The March editorial noted that McCarthy inherited some of those enforcement problems and called her a "pragmatist who tried to bring companies into compliance without putting them into bankruptcy."

McCarthy has a reputation for being honest and straightforward when dealing with industry.

In Connecticut, McCarthy dealt with industry "very fairly," said Eric Brown, associate counsel for the Connecticut Business and Industry Association. She's "very genuine," Brown said. "The person you sit down with is the person she is."

Mary Beth Gentleman, an industry attorney at Foley Hoag's Boston office, spent time negotiating across the table from McCarthy when she was a Massachusetts official.

"In the negotiations that I participated in with Gina, the outcome was workable, practical, somewhat painful," Gentleman said, "but she got both environmental advocates and the company I was representing -- moved us from

a deadlock position to a solution."

McCarthy has shown a willingness to listen to and understand industry's legitimate concerns, said Jeff Holmstead, former EPA air chief under the George W. Bush administration and now an industry lawyer. But, he added, "I wouldn't necessarily characterize her as industry-friendly. There's no doubt she believes in fairly aggressive regulation of industry."

McCarthy doesn't see herself that way.

"I never really thought of myself as a regulator," McCarthy said. "I actually am a strong believer in markets. I really think our job is to make sure that the work we do is valued and priced in the markets appropriately. And so I am a true believer in democracy -- in having government intervene when it needs to and not when it doesn't."

To: CN=Aaron Dickerson/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 11/13/2009 10:16:58 PM
Subject: Re: Monday

K. Tx.

----- Original Message -----

From: Aaron Dickerson
Sent: 11/13/2009 05:16 PM EST
To: Richard Windsor
Subject: Monday

I don't plan on coming in the office on Monday. I have to participate in this AO Pandemic Influenza telework exercise from home in the morning, so i was going to take the rest of the day off. I have your thumb drive and will give it to you next week, so you can test it at home to make sure it works.

----- Forwarded by Aaron Dickerson/DC/USEPA/US on 11/13/2009 04:25 PM -----

From: Ray Spears/DC/USEPA/US
To: LisaP Jackson/DC/USEPA/US@EPA, Scott Fulton/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Aaron Dickerson/DC/USEPA/US@EPA, Wyatt Rockefeller/DC/USEPA/US@EPA, Stephanie Washington/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Eric Wachter/DC/USEPA/US@EPA, Seth Oster/DC/USEPA/US@EPA, Allyn Brooks-LaSure/DC/USEPA/US@EPA, Michael Thiem/DC/USEPA/US@EPA, Roxanne Smith/DC/USEPA/US@EPA, John Kasper/DC/USEPA/US@EPA, Adora Andy/DC/USEPA/US@EPA, Jeffrey Levy/DC/USEPA/US@EPA, Jeff Morin/DC/USEPA/US@EPA, Dale Perry/DC/USEPA/US@EPA, Diane Bazzle/DC/USEPA/US@EPA, Frank Rusincovitch/DC/USEPA/US@EPA, James Howard/DC/USEPA/US@EPA, Juan Reyes/DC/USEPA/US@EPA, Tom Mignone/DC/USEPA/US@EPA, JohnC Martin/DC/USEPA/US@EPA, Kate Perry/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, David McIntosh/DC/USEPA/US@EPA, Joyce Frank/DC/USEPA/US@EPA, Arvin Ganesan/DC/USEPA/US@EPA, KevinJ Bailey/DC/USEPA/US@EPA, Nigel Simon/DC/USEPA/US@EPA
Date: 11/10/2009 06:35 PM
Subject: Mandatory AO Pandemic Influenza Telework and Communications Test

On October 30th, 2009, as the Senior Information Officer (SIO), I notified you that you have been designated as an "essential personnel" for purposes of the EPA Pandemic Influenza (PI) program. In that email I also notified you of your responsibilities as they relate to AO's PI functions. The Office of Solid Waste and Emergency Response (OSWER) and the Office of Environmental Information (OEI) have requested that all offices conduct a telework exercise with their PI essential personnel to ensure that all essential functions can be performed from a remote location. Offices are required to certify their exercise results by November 20, 2009.

This exercise requires that you be at a remote location. Therefore, we are asking that you not report to the office during the test but conduct the tasks from home or while on travel.

There are four communication elements that are to be tested. The four communication elements are:

E-mail access
Voicemail access

Work@Home portal access
Anytime Anywhere Access (AAA)

In order to remain compliant with Agency PI telework requirements, it is necessary that you participate in an exercise on Monday November 16, 2009 during the hours of 8:00 am and 10:00 am. The exercise consist of four tasks to ensure AO communication elements and essential functions can be performed remotely.

In preparation for the test, print this email and the attachments and take them to your remote location along with your CTS laptop, USB thumb drive, and AAA token (if applicable). You also should forward this email to your personal email account so you can open the "AO PI Telework Exercise" document Monday at 8:00 am to begin this test.

Attached below is a brief summary of each task.

Task 1

The first test involves e-mail access. The 3 different types of e-mail access are:

Webmail access by using the URL: <https://webmail.epa.gov> (See Attachment 1 for instructions)
Blackberry Access via your Blackberry device
USB thumb drive access, connecting to the Internet via a personal or CTS computer (See Attachment 2 for instructions)

Task 2

The second test is to access voicemail remotely.

Dial into the EPA phone system to access your voicemail

Task 3

The third test is to access the Work@Home portal.

Access your internet and go to the Work@Home portal using the URL; <http://portal.epa.gov>. (See Attachment 3 for instructions)

Task 4

The fourth test is to access your AAA token device (if you have one).

Login to AAA and log into People Plus by using the URL:
<https://people.rtpnc.epa.gov/servlets/iclientervlet/d83prd/?cmd=login> (See Attachment 4 for instructions)

After you have completed these tasks, complete the "AO PI Telework Exercise" document indicating whether or not you were able to complete each task successfully, save this document as an attachment, and email it to James Howard.

[attachment "AO PI Telework Exercise.doc" deleted by Aaron Dickerson/DC/USEPA/US] [attachment "Attachment 1.doc" deleted by Aaron Dickerson/DC/USEPA/US] [attachment "Attachment 2.pdf" deleted by Aaron Dickerson/DC/USEPA/US] [attachment "Attachment 3.doc" deleted by Aaron Dickerson/DC/USEPA/US] [attachment "Attachment 4.doc" deleted by Aaron Dickerson/DC/USEPA/US]

To: CN=Steve Owens/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 11/13/2009 10:33:47 PM
Subject: Re: OMB LOA restrictions on spending for PP D6

Deliberative

----- Original Message -----

From: Steve Owens
Sent: 11/13/2009 05:30 PM EST
To: Richard Windsor; Bob Sussman
Subject: Fw: OMB LOA restrictions on spending for PP D6

FYI. As outlined in the emails below, the OMB budget staff apparently are restricting the funding to OPPTS that is to be used for the enhanced TSCA program and development of the Action Plans.

Deliberative

Deliberative

----- Forwarded by Steve Owens/DC/USEPA/US on 11/13/2009 05:23 PM -----

From: Priscilla Flattery/DC/USEPA/US
To: Steve Owens/DC/USEPA/US@EPA
Cc: Jim Jones/DC/USEPA/US@EPA, Wendy Cleland-Hamnett/DC/USEPA/US@EPA, barbara cunningham-hq/DC/USEPA/US, Douglas Parsons/DC/USEPA/US@EPA
Date: 11/13/2009 05:20 PM
Subject: Fw: OMB LOA restrictions on spending for PP D6

Steve -- Per our discussion.

From: Eric Burman/DC/USEPA/US
To: Mike Burns/DC/USEPA/US@EPA
Cc: Bruce Berkley/DC/USEPA/US@EPA
Date: 11/13/2009 04:06 PM
Subject: Fw: OMB LOA restrictions on spending for PP D6

Mike,

Below is an email from the finance folks alerting us to OMBs funding restrictions on D6 for FY 2010. The bottom line is that, without a full apportionment, we will not have funds for contracts and related programmatic needs. I'll let you know if I learn more -- please keep me in the loop if you hear anything on your side. Thanks,

Eric Burman
EPA/OPPTS
Resources Management Staff

Phone: 202-564-0267

Cell: **Personal Privacy**

Fax: 202-564-0540

From: Mustapha Rechache/DC/USEPA/US

To: David Robinson/DC/USEPA/US@EPA

Cc: Richard Blackman/DC/USEPA/US@EPA, Pamala List/DC/USEPA/US@EPA, Holly Douglas/DC/USEPA/US@EPA

Date: 11/13/2009 03:09 PM

Subject: OMB LOA restrictions on spending for PP D6

David,

OMB has placed a limitation on spending in PP D6, Toxic Substances: Chemical Risk Review and Reduction. They have apportioned only a quarter (\$13,751,250) of the appropriated amount. They have also indicated that they will keep apportioning the appropriated money on a quarterly basis until OPPTS comes up with "a satisfactory plan for how funds within this program project are to be spent each quarter." Let me know if you need more information regarding this request from OMB.

Thank you,

Mustapha Rechache, Ph.D.
OCFO, Office of Budget, Control Team
U.S. Environmental Protection Agency
1200 Pennsylvania Ave. NW
Room 4443 L
Ariel Rios North Building
Washington DC 20460
Tel: 202 564-1052
Fax: 202 564-1838

To: "Scott Fulton" [Fulton.Scott@epamail.epa.gov]; Bob Perciasepe [Perciasepe.Bob@epamail.epa.gov]; Steve Thompson" [Steve.Thompson@deq.ok.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 11/13/2009 10:34:56 PM
Subject: Fw: OMB LOA restrictions on spending for PP D6

----- Original Message -----

From: Richard Windsor
Sent: 11/13/2009 05:33 PM EST
To: Steve Owens; Bob Sussman
Subject: Re: OMB LOA restrictions on spending for PP D6

Deliberative

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Date: 11/13/2009 05:20 PM
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Cc: Bruce Berkley/DC/USEPA/US@EPA
Date: 11/13/2009 04:06 PM
Subject: Fw: OMB LOA restrictions on spending for PP D6

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Eric Burman
EPA/OPPTS
Resources Management Staff
Phone: 202-564-0267
Cell: **Personal Privacy**
Fax: 202-564-0540

From: Mustapha Rechache/DC/USEPA/US
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To: CN=Steve Owens/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;"Diane Thompson"
[thompson.diane@epa.gov]; Diane Thompson" [thompson.diane@epa.gov]; Bob Perciasepe"
[Perciasepe.Bob@epamail.epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 11/13/2009 10:51:39 PM
Subject: Re: OMB LOA restrictions on spending for PP D6

Deliberative

----- Original Message -----

From: Steve Owens
Sent: 11/13/2009 05:46 PM EST
To: Richard Windsor
Cc: Bob Sussman
Subject: Re: OMB LOA restrictions on spending for PP D6

Deliberative

From: Richard Windsor/DC/USEPA/US
To: Steve Owens/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA
Date: 11/13/2009 05:33 PM
Subject: Re: OMB LOA restrictions on spending for PP D6

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U.S. Environmental Protection Agency
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Ariel Rios North Building
Washington DC 20460

Tel: 202 564-1052
Fax: 202 564-1838

To: CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 11/13/2009 11:13:17 PM
Subject: Re: C and D

Yup

----- Original Message -----

From: Scott Fulton
Sent: 11/13/2009 06:12 PM EST
To: Richard Windsor
Subject: C and D

Are you around and able to take a call? A quick read out and getting some guidance. on C&D wld be helpful.

----- Original Message -----

From: Richard Windsor
Sent: 11/13/2009 05:34 PM EST
To: Scott Fulton; Bob Perciasepe; "Steve Thompson" <Steve.Thompson@deq.ok.gov>
Subject: Fw: OMB LOA restrictions on spending for PP D6

----- Original Message -----

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Sent: 11/13/2009 05:33 PM EST
To: Steve Owens; Bob Sussman
Subject: Re: OMB LOA restrictions on spending for PP D6

Personal Privacy

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Subject: Fw: OMB LOA restrictions on spending for PP D6

Mike,

Below is an email from the finance folks alerting us to OMBs funding restrictions on D6 for FY 2010. The bottom line is that, without a full apportionment, we will not have funds for contracts and related programmatic needs. I'll let you know if I learn more -- please keep me in the loop if you hear anything on your side. Thanks,

Eric Burman
EPA/OPPTS
Resources Management Staff
Phone: 202-564-0267
Cell: **Personal Privacy**
Fax: 202-564-0540

From: Mustapha Rechache/DC/USEPA/US
To: David Robinson/DC/USEPA/US@EPA
Cc: Richard Blackman/DC/USEPA/US@EPA, Pamala List/DC/USEPA/US@EPA, Holly Douglas/DC/USEPA/US@EPA
Date: 11/13/2009 03:09 PM
Subject: OMB LOA restrictions on spending for PP D6

David,

OMB has placed a limitation on spending in PP D6, Toxic Substances: Chemical Risk Review and Reduction. They have apportioned only a quarter (\$13,751,250) of the appropriated amount. They have also indicated that they will keep apportioning the appropriated money on a quarterly basis until OPPTS comes up with "a satisfactory plan for how funds within this program project are to be spent each quarter." Let me know if you need more information regarding this request from OMB.

Thank you,

Mustapha Rechache, Ph.D.
OCFO, Office of Budget, Control Team
U.S. Environmental Protection Agency
1200 Pennsylvania Ave. NW
Room 4443 L
Ariel Rios North Building

Washington DC 20460
Tel: 202 564-1052
Fax: 202 564-1838

To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Sat 11/14/2009 4:02:01 PM
Subject: Re: C&D

Deliberative

----- Original Message -----

From: Bob Sussman
Sent: 11/14/2009 07:10 AM EST
To: Bob Perciasepe; Lisa Heinzerling; Peter Silva; Scott Fulton; Richard Windsor
Subject: Re: C&D

Deliberative

----- Original Message -----

From: Bob Perciasepe
Sent: 11/13/2009 09:05 PM EST
To: Bob Sussman; Lisa Heinzerling; Peter Silva; Scott Fulton; Richard Windsor
Subject: Re: C&D
Thanks Bob

I am available if needed.

Deliberative

Deliberative

It is likely to potentially save an almost un-measurable % of C&D annual revenue for less pollution reduction.

Bob Perciasepe
Office of the Administrator
(o) 202 564 2410
(c) **Personal Privacy**

----- Original Message -----

From: Bob Sussman

Sent: 11/13/2009 08:54 PM EST

To: Bob Perciasepe; Lisa Heinzerling; Peter Silva; Scott Fulton

Subject: Re: C&D

Good meeting;

Deliberative

Deliberative

----- Original Message -----

From: Bob Perciasepe

Sent: 11/13/2009 08:31 PM EST

To: Bob Sussman; Lisa Heinzerling; Peter Silva; Scott Fulton

Subject: C&D

So

What say ye?

Bob Perciasepe

Office of the Administrator

(o) 202 564 2410

(c) **Personal Privacy**

To: CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Sat 11/14/2009 5:03:07 PM
Subject: Re: C&D

Yup

----- Original Message -----

From: Scott Fulton
Sent: 11/14/2009 12:02 PM EST
To: Lisa Heinzerling; Bob Sussman; Bob Perciasepe; Peter Silva; Richard Windsor
Subject: Re: C&D

Deliberative

----- Original Message -----

From: Lisa Heinzerling
Sent: 11/14/2009 10:22 AM EST
To: Bob Sussman; Bob Perciasepe; Peter Silva; Scott Fulton; Richard Windsor
Subject: Re: C&D

Deliberative

----- Original Message -----

From: Bob Sussman
Sent: 11/14/2009 07:10 AM EST
To: Bob Perciasepe; Lisa Heinzerling; Peter Silva; Scott Fulton; Richard Windsor
Subject: Re: C&D

Deliberative

----- Original Message -----

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Subject: Re: C&D

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Deliberative

Deliberative

Deliberative

Office of the Administrator

(o) 202 564 2410

(c) **Personal Privacy**

----- Original Message -----

From: Bob Sussman

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To: Bob Sussman; Lisa Heinzerling; Peter Silva; Scott Fulton

Subject: C&D

So

What say ye?

Bob Perciasepe

Office of the Administrator

(o) 202 564 2410

(c) **Personal Privacy**

To: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Sun 11/15/2009 6:54:24 PM
Subject: Re: Governor Ritter - Potential Issue

Got it. Tx.

----- Original Message -----

From: Bob Perciasepe

Sent: 11/15/2009 01:43 PM EST

To: Richard Windsor; Sarah Pallone; Diane Thompson; Peter Silva; Scott Fulton

Subject: Governor Ritter - Potential Issue

Lisa:

Given that you are in Denver tomorrow.

On Friday Governor Ritter's COS, Jim Carpenter, contacted the WH (Shaun McGrath) about SRF contracting issues and he in turn contacted Sarah.

They are concerned about contracts about to be awarded and whether they will need to adjust those.

Deliberative

Bob Perciasepe
US EPA
Office of the Administrator
1200 Pennsylvania Ave., ARN
(o)202 564 2410
(c) **Personal Privacy**

To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA[]; N=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA[]; N=Peter Silva/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Sun 11/15/2009 9:48:35 PM
Subject: Re: Communications Opportunities on Dunkard Creek and Hobet 45

Deliberative

----- Original Message -----

From: Bob Sussman

Sent: 11/15/2009 03:42 PM EST

To: Richard Windsor; Bob Perciasepe; Diane Thompson; Seth Oster; Peter Silva

Subject: Communications Opportunities on Dunkard Creek and Hobet 45

Reflecting on the Dunkard Creek briefing and recent political developments on MTM in WVA and here, I see two interrelated communications opportunities we should consider seizing quickly.

Deliberative

Deliberative

Thoughts?

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Bob
Perciaspe/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA[];
N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Bob
Perciaspe/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA[];
N=Bob Perciaspe/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA[]; N=Peter Silva/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Sun 11/15/2009 11:05:02 PM
Subject: Re: Fw: 20 acre numbers
[\\$MIME PART 0000B766000025EE](#)
<http://www.epa.gov/waterscience>

Finally connected. She is inclined to agree that we stay with 10.

Deliberative

Deliberative

From: Bob Sussman
Sent: 11/15/2009 03:49 PM EST
To: Bob Sussman
Cc: Scott Fulton; Lisa Heinzerling; Bob Perciaspe; Peter Silva; Richard Windsor
Subject: Re: Fw: 20 acre numbers

Anything from Nancy yet? We will need to get back to OMB right thing in the am.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

From: Bob Sussman/DC/USEPA/US
To: "Lisa P. Jackson" <Windsor.Richard@epamail.epa.gov>, "Lisa Heinzerling"
<Heinzerling.Lisa@epamail.epa.gov>, "Bob Perciaspe" <Perciaspe.Bob@epamail.epa.gov>, "Peter Silva"
<Silva.Peter@epamail.epa.gov>, "Scott Fulton" <Fulton.Scott@epamail.epa.gov>
Date: 11/14/2009 07:16 AM
Subject: Fw: 20 acre numbers

Here is the 20 acre analysis.

----- Original Message -----

From: Maryt Smith
Sent: 11/13/2009 07:27 PM EST
To: Scott Fulton; Bob Sussman; Peter Silva; Lisa Heinzerling

Cc: Ephraim King; Steven Neugeboren
Subject: 20 acre numbers

Scott, Bob, Pete, and Lisa --

We were able to get you all the numbers. I added a row on monetized benefit (in millions) for all three options. As I indicated earlier you don't see a big incremental difference in benefits because we assume that BMPs are very effective (which in the real world is questionable) and all projects need to comply with BMPs. We don't have economic impacts for 20 acres but if 10 acres passes the economic tests then so will 20 acres.

Thanks for all your work.

Mary

Mary T. Smith, Director
Engineering and Analysis Division
U.S. EPA
1200 PA Ave., NW (4303T)
Washington, D.C. 20460
Phone: 202-566-1056
Fax: 202-566-1053
<http://www.epa.gov/waterscience>

To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 11/16/2009 11:40:14 AM
Subject: Re: Communications Opportunities on Dunkard Creek and Hobet 45

Deliberative

----- Original Message -----

From: Bob Sussman
Sent: 11/16/2009 06:38 AM EST
To: Richard Windsor
Subject: Re: Communications Opportunities on Dunkard Creek and Hobet 45

Deliberative

----- Original Message -----

From: Richard Windsor
Sent: 11/15/2009 04:48 PM EST
To: Bob Sussman; Bob Perciasepe; Diane Thompson; Seth Oster; Peter Silva
Subject: Re: Communications Opportunities on Dunkard Creek and Hobet 45

Deliberative

----- Original Message -----

From: Bob Sussman
Sent: 11/15/2009 03:42 PM EST
To: Richard Windsor; Bob Perciasepe; Diane Thompson; Seth Oster; Peter Silva
Subject: Communications Opportunities on Dunkard Creek and Hobet 45

Reflecting on the Dunkard Creek briefing and recent political developments on MTM in WVA and here, I see two interrelated communications opportunities we should consider seizing quickly.

Deliberative

Deliberative

Thoughts?

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 11/16/2009 12:06:28 PM
Subject: Re: Communications Opportunities on Dunkard Creek and Hobet 45

Deliberative

----- Original Message -----

From: Bob Sussman
Sent: 11/16/2009 06:42 AM EST
To: Richard Windsor
Subject: Re: Communications Opportunities on Dunkard Creek and Hobet 45

Deliberative

----- Original Message -----

From: Richard Windsor
Sent: 11/16/2009 06:40 AM EST
To: Bob Sussman
Subject: Re: Communications Opportunities on Dunkard Creek and Hobet 45

Deliberative

----- Original Message -----

From: Bob Sussman
Sent: 11/16/2009 06:38 AM EST
To: Richard Windsor
Subject: Re: Communications Opportunities on Dunkard Creek and Hobet 45

Deliberative

----- Original Message -----

From: Richard Windsor
Sent: 11/15/2009 04:48 PM EST
To: Bob Sussman; Bob Perciasepe; Diane Thompson; Seth Oster; Peter Silva
Subject: Re: Communications Opportunities on Dunkard Creek and Hobet 45

Deliberative

----- Original Message -----

From: Bob Sussman
Sent: 11/15/2009 03:42 PM EST
To: Richard Windsor; Bob Perciasepe; Diane Thompson; Seth Oster; Peter Silva
Subject: Communications Opportunities on Dunkard Creek and Hobet 45
Reflecting on the Dunkard Creek briefing and recent political developments on MTM in WVA and here, I see two interrelated communications opportunities we should consider seizing quickly.

Deliberative

Deliberative

Thoughts?

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

To: "Gina (Sheila) McCarthy" [mccarthy.gina@epa.gov]
Cc: "Bob Perciasepe" [Perciasepe.Bob@epamail.epa.gov]; Lisa Heinzerling" [heinzerling.lisa@epa.gov]; Bob Sussman" [Sussman.bob@epa.gov]; David McIntosh" [mcintosh.david@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 11/16/2009 5:37:32 PM
Subject: CAA GHG Reduction Info

I believe the time is right for you all to head over to brief OECC (Carol's shop) on the above info. I suggest doing it in person to walk them through it and contextualize it.

A few thoughts - it would be helpful to frame costs of the various options, even if qualitatively, i.e, low, medium or high - mainly to help refute the "regulation is by nature drastic and will bankrupt the economy" argument.

Also - let me know if there are any significant changes in your analysis since the last time we spoke.

Tx, Lisa

To: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]
Cc: "David McIntosh" [mcintosh.david@epa.gov]; Bob Perciasepe"
[Perciasepe.Bob@epamail.epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 11/16/2009 5:58:54 PM
Subject: Re: discount rate

Deliberative

----- Original Message -----

From: Lisa Heinzerling
Sent: 11/16/2009 12:45 PM EST
To: Richard Windsor
Subject: discount rate

You asked for information on how the discount rate influences the calculation of benefits of rules such as the autos rule.

Deliberative

I hope this is helpful. Let me know if you need anything else. Thanks.

[attachment "Discount memo_for Administrator.doc" deleted by Richard Windsor/DC/USEPA/US]

[attachment "Illustration of benefits using different constant discount rates.doc" deleted by Richard Windsor/DC/USEPA/US]

To: CN=Aaron Dickerson/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]; N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA;CN=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]; N=Robert Goulding/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 11/17/2009 5:24:20 PM
Subject: Re: C&D

Who of you will go? It will be too hard for me to do this w/o help.

----- Original Message -----

From: Aaron Dickerson
Sent: 11/17/2009 12:22 PM EST
To: Richard Windsor
Cc: Bob Perciasepe; Diane Thompson; Bob Sussman; Lisa Heinzerling; Scott Fulton; Robert Goulding
Subject: Re: C&D

A meeting has been scheduled for 7:45pm EST with Peter Orszag, CEA, NEC and others. The majority of participants will be gathering in Peter Orszag's office so we are welcome to send a rep to attend in person. If so, i need to know who, so i can clear in that person.

Here is the call-in information:

Dial-in#:
Passcode:

From: Diane Thompson/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA
Cc: Scott Fulton/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Aaron Dickerson/DC/USEPA/US@EPA
Date: 11/17/2009 11:23 AM
Subject: C&D

Seems that OMB is questioning the validity of our claim that we need a decision by yesterday. They don't think it will take as long at the Fed. Reg as we do. they are continuing to say it is unlikely that Orsag and others can do the mtg today; are also now looking at tomr.

DT

Diane E. Thompson
Chief of Staff
U. S. Environmental Protection Agency
202-564-6999

To: "Robert Goulding" [goulding.robert@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 11/17/2009 5:28:54 PM
Subject: Fw: C&D
[Construction and Development Rule points.doc](#)
[Rule Phase-In.xls](#)
[C&D Options.xls](#)

----- Original Message -----

From: Lisa Heinzerling
Sent: 11/17/2009 10:06 AM EST
To: Richard Windsor
Cc: Bob Perciasepe; Scott Fulton; Bob Sussman
Subject: C&D

In anticipation of your possible phone call with Peter O, attached are three documents we brought with us to the last meeting on this rule with OMB.

An important point made in the "C&D rule points" document below, and in the "rule phase-in" chart below, is that the costs of the rule do not really start to kick in for some years, due not only to the 18-month phase-in now built into the rule but also to the need for state action before the rule is fully implemented.

At the 8:45 today we also discussed the fact that we are basically out of time on this rule. The rule must come back to us by Friday in order to stay on track for publication by the court-ordered deadline. And we need to be able to incorporate whatever comes out of the OMB process, also by Friday -- meaning, if changes are coming, we need to know about them now.

Let us know if you have any questions.

C&D Compliance Phase-In Scenarios 2008\$

Table Shows Compliance Costs for the 10 acre threshold and 30 acre threshold

Assumes project initiations are uniformly distributed across each year

	Compliance Year									
	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019
Total Acres	Deliberative									
Total Projects										
Number of States In-Scope										
Total In-Scope Acres										
Total In-Scope Projects										
Total Compliance Cost (\$Million, \$2008) ³										
10 acre threshold	Deliberative									
30 acre threshold										

¹Accounting for state exclusions based on CGP renewal

²Includes District of Columbia

³Both options include 18 month delay before numeric limits are required.

Summary of Costs, Load Reductions, and Economic Impacts for C&D Rule Options*

Summary of Costs, Emissions Reductions, and Economic Impacts for C&D Rule Options		Option 4a: 260NTU Limit 30-Acre Cutoff	Option 4b: 260NTU Limit 10-Acre Cutoff	
Total Costs (\$000,000; \$2008)		<div>Deliberative</div>		
Projects Covered by Limit*	Number of Projects			
	% of All Projects			
Acres Covered by Limit	Number of Acres			
	% of All Acres			
Sediment Removal	Tons Removed			
	% Removed			
	\$ per pound			
Firms with Compliance Cost Exceeding Percentages of Revenue		<div>Deliberative</div>		
Costs Unadjusted for Effect of Cost Pass-Through				
Firms with Costs Exceeding 1% of Revenue	Effect			
	% of All Firms			
	% of Firms In-Scope			
Firms with Costs Exceeding 3% of Revenue	Effect			
	% of All Firms			
	Scope			
Costs Adjusted for Effect of Cost Pass-Through				
Firms with Costs Exceeding 1% of Revenue	Effect			
	% of All Firms			
	% of Firms In-Scope			
Firms with Costs Exceeding 3% of Revenue	Effect			
	% of All Firms			
	Scope			
Potential Closures				
Firms with Negative Business Value Because of Regulation (Potential Closures) (assumes cost pass-through)	Effect			
	% of All Firms			
	% of Firms In-Scope			
*Assumes no recessionary impact				
Total Number of Firms:		Deliberative	Total Number of Projects:	Deliberative

To: CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 11/17/2009 8:14:48 PM
Subject: Re: OMB Issue

Just spoke to Diane. Carry on.

----- Original Message -----

From: Seth Oster
Sent: 11/17/2009 02:20 PM EST
To: Richard Windsor; Diane Thompson
Subject: OMB Issue

Need to make sure you are aware of it -- a different one from the matter we discussed earlier today, but one that you need to know about if you have your call later today. I will wait to hear from one of you, or download to Diane to pass to you shortly.

Seth

Seth Oster
Associate Administrator
Office of Public Affairs
Environmental Protection Agency
(202) 564-1918
oster.seth@epa.gov

To: "Robert Goulding" [goulding.robert@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 11/17/2009 11:17:35 PM
Subject: Fw: Close hold Re: C&D -- Privileged Attorney-client communication

Please print for my 530 call along with the email from Lisa H I forwarded earlier. Tx.

----- Original Message -----

From: Scott Fulton

Sent: 11/17/2009 01:05 PM EST

To: Diane Thompson

Cc: Aaron Dickerson; Bob Perciasepe; Bob Sussman; Lisa Heinzerling; Richard Windsor; Peter Silva; Avi Garbow

Subject: Close hold Re: C&D -- Privileged Attorney-client communication

Deliberative

Deliberative

From: Diane Thompson/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA
Cc: Scott Fulton/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Bob
Sussman/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Aaron Dickerson/DC/USEPA/US@EPA
Date: 11/17/2009 11:23 AM
Subject: C&D

Seems that OMB is questioning the validity of our claim that we need a decision by yesterday. They don't think it will take as long at the Fed. Reg as we do. they are continuing to say it is unlikely that Orsag and others can do the mtg today; are also now looking at tomr.

DT

Diane E. Thompson
Chief of Staff
U. S. Environmental Protection Agency
202-564-6999

To: CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 11/18/2009 12:57:41 AM
Subject: Re: CAA GHG Reduction Info

Next steps? Follow up?

----- Original Message -----

From: David McIntosh
Sent: 11/17/2009 07:14 PM EST
To: Richard Windsor
Cc: "Gina (Sheila) McCarthy" <mccarthy.gina@epa.gov>
Subject: Re: CAA GHG Reduction Info

Hi Administrator,

Earlier this evening, Gina did brief Carol, Heather, and Jody in OECC, for a little over an hour. Joe Goffman and I accompanied Gina. I'll let Gina give you a detailed download by phone or in person. I'll just say briefly here that I think it went well. Gina presented it all well and clearly. They seemed eager to receive the information and very interested in what they were hearing. They didn't display any alarm over the fact that EPA had collected the information, and they didn't express any skepticism about the information itself. The conversation was friendly. We made clear to them that there is no existing plan for release or even inter-agency circulation of an EPA document. Rather, this was simply a description for OECC (and, for the time being, only for OECC) of questions that EPA is asking itself internally and answers that are beginning to emerge.

-David

From: Richard Windsor/DC/USEPA/US
To: "Gina (Sheila) McCarthy" <mccarthy.gina@epa.gov>
Cc: "Bob Perciasepe" <Perciasepe.Bob@epamail.epa.gov>, "Lisa Heinzerling" <heinzerling.lisa@epa.gov>, "Bob Sussman" <Sussman.bob@epa.gov>, "David McIntosh" <mcintosh.david@epa.gov>
Date: 11/16/2009 12:37 PM
Subject: CAA GHG Reduction Info

I believe the time is right for you all to head over to brief OECC (Carol's shop) on the above info. I suggest doing it in person to walk them through it and contextualize it.

A few thoughts - it would be helpful to frame costs of the various options, even if qualitatively, i.e, low, medium or high - mainly to help refute the "regulation is by nature drastic and will bankrupt the economy" argument.

Also - let me know if there are any significant changes in your analysis since the last time we spoke.

Tx, Lisa

To: "Lisa Heinzerling" [heinzerling.lisa@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 11/18/2009 1:00:50 AM
Subject: Will try to join you in 5 minutes

To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA[]; N=Peter Silva/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 11/18/2009 9:50:29 PM
Subject: Re: C&D -- affordability

Just sent to him

----- Original Message -----

From: Bob Sussman
Sent: 11/18/2009 04:49 PM EST
To: Diane Thompson
Cc: Lisa Heinzerling; Peter Silva; Richard Windsor
Subject: Re: C&D -- affordability
would definitely recommend sending given latest LPJ e-mail to Orzag.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

From: Diane Thompson/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA
Cc: Bob Sussman/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA, Peter Silva/DC/USEPA/US@EPA
Date: 11/18/2009 04:42 PM
Subject: C&D -- affordability

Lisa,

Here is the affordability paper. has not been sent to OMB yet. i was going to send to Orsag COS with request to get it to him, but know you are in a back and forth with him. Do you want to send it.

*** Privileged: Attorney-Client; Attorney Work Product; Deliberative ***
Construction and Development Final Rule

Deliberative

Deliberative

Deliberative

Diane E. Thompson
Chief of Staff
U. S. Environmental Protection Agency
202-564-6999

To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Bob
Perciasepe/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Bob
Perciasepe/OU=DC/O=USEPA/C=US@EPA[]; N=Bob
Perciasepe/OU=DC/O=USEPA/C=US@EPA[]
Cc: "Diane Thompson" [thompson.diane@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 11/20/2009 12:56:49 AM
Subject: Re: OMB Request Discussion with EOP on CCR for Nov. 23rd

Great thinking. Yes.

----- Original Message -----

From: Bob Sussman

Sent: 11/19/2009 07:42 PM EST

To: Lisa Heinzerling; Richard Windsor; Bob Perciasepe

Subject: Fw: OMB Request Discussion with EOP on CCR for Nov. 23rd

The OMB process continues on the CCR rulemaking. There have been several meetings at the staff level and now OMB is broadening the discussion to include other WH offices (yes -- this means CEA!)

Deliberative

Is this something we need to discuss?

Robert M. Sussman

Senior Policy Counsel to the Administrator

Office of the Administrator

US Environmental Protection Agency

----- Forwarded by Bob Sussman/DC/USEPA/US on 11/19/2009 07:31 PM -----

From: Mathy Stanislaus/DC/USEPA/US

To: "Bob Sussman" <Sussman.Bob@epamail.epa.gov>

Date: 11/19/2009 07:25 PM

Subject: Fw: OMB Request Discussion with EOP on CCR for Nov. 23rd

----- Original Message -----

From: Matt Straus

Sent: 11/19/2009 05:42 PM EST

To: "Mathy Stanislaus" <stanislaus@epa.gov>; "Barry Breen" <breen.barry@epa.gov>; "Elizabeth Feldt" <feldt.elizabeth@epa.gov>

Cc: "Antoinette Powell-Dickson" <powell-dickson.antoINETte@epa.gov>; "Ellyn Fine" <fine.ellyn@epa.gov>

Subject: Fw: OMB Request Discussion with EOP on CCR for Nov. 23rd

FYI.

Sent by EPA Wireless E-Mail Services

----- Original Message -----

From: Richard Mattick

Sent: 11/19/2009 05:19 PM EST

To: Robert Dellinger; Betsy Devlin; Richard Kinch; Alexander Livnat; Laurel Celeste; John Michaud; Pete Raack; Thomas Gillis; Lee Hofmann; Mark Eads; Robin Jenkins; Robert Stachowiak

Cc: Barbara Hostage; Matt Hale; Matt Straus

Subject: OMB Request Discussion with EOP on CCR for Nov. 23rd

Hi all,

OMB has requested that we have a staff level call to entertain questions/comments from the Executive Office of the President (Council of Economic Advisor's(CEA),Council on Envr. Quality (CEQ) and that National Economic Council (NEC)) on the CCR proposal. We would need to be prepared to address general questions dealing with the preamble, RIA or risk assessment; similar to what we did for the larger inter-agency workgroup several weeks ago.

Cortney has proposed a one hour slot for between the times of 2-5 on Monday Nov. 23rd. I would be inclined to set this up from 2-3. Does this pose a major problem with this time? If so, please name some alternatives that work. Thanks

Richard Mattick, M.S., J.D.

Policy Team Leader (Acting)

Policy Analysis and Regulatory Management Staff

U.S. Environmental Protection Agency

Office of Solid Waste and Emergency Response

1200 Pennsylvania Ave, NW. (MC 5103T)

Washington, DC 20460

Ph: 202-566-1926 Fax:202-566-1934

To: "Aaron Dickerson" [dickerson.aaron@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 11/20/2009 6:09:54 PM
Subject: Fw: Administrator ARRA Report
[Administrator ARRA Report 11-20-09.pdf](#)
[Administrator Outlay Report Superfund 11-20-09.pdf](#)

Please print.

----- Original Message -----

From: Mathy Stanislaus
Sent: 11/20/2009 01:06 PM EST
To: Richard Windsor; Diane Thompson; Bob Sussman
Subject: Fw: Administrator ARRA Report

----- Original Message -----

From: James Woolford
Sent: 11/20/2009 01:04 PM EST
To: Mathy Stanislaus; Barry Breen; Craig Hooks
Cc: Susan Hazen; Renee Wynn; RobinH Richardson; Elizabeth Southerland; Barnes Johnson; Jennifer Wilbur; Antoinette Powell-Dickson; Ellyn Fine; Lisa Feldt; Gerome-V Burke; Amy Vandenburg; Thea Williams
Subject: Administrator ARRA Report
Mathy/Craig:

Attached are the Superfund Remedial Program's reports for the Administrator that were requested Monday. Data reflect what was reported through last night's data updates.

The first report contains a high level summary view of our progress followed by site specific back up. The site specific backup is divided for ease of reading and understanding. The first page is our new start projects, the second is ongoing construction projects and the last page reflects the design projects that was funded to support the construction projects. We also have added a column for jobs which will be based on recipient reporting data from Recovery.gov. For this first report, we were not able to get those numbers. They will be added next go round. We also know that there are a number of projects where work is happening but no jobs are being reported via Recovery.gov.

The second report is chart depicting Superfund outlays along with our projections through the end of FY 2010.

We appreciate any feedback on these and will make changes as appropriate.

James E. Woolford, Director
Office of Superfund Remediation &
Technology Innovation (OSRTI)
Office of Solid Waste and Emergency Response

US Environmental Protection Agency

Phone:

(O) 703 603-8960 (secretary)

(D) 703-603-8722

(F) 703 603-9146

OSRTI Web Site: <http://www.epa.gov/superfund>

To: CN=Margo Oge/OU=DC/O=USEPA/C=US@EPA[]
Bcc: "Lisa Heinzerling" [heinzerling.lisa@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 11/20/2009 7:16:57 PM
Subject: Re: Remarkable!

May I suggest a communications mtg with you, Gina, Seth, and others?

Deliberative

Deliberative

----- Original Message -----

From: Margo Oge
Sent: 11/20/2009 02:14 PM EST
To: Richard Windsor
Subject: Re: Remarkable!

Lisa. Thanks for your kind note. I am humbled by your remarks. You are right it was pretty heroic and around the clock effort. But it is not difficult to get our people work hard for you because we know how much you support us and the mission of the Agency!

Deliberative

thanks
Margo

----- Original Message -----

From: Richard Windsor
Sent: 11/20/2009 12:46 PM EST
To: Margo Oge
Subject: Remarkable!

Margo,

I am absolutely stunned and amazed at the extraordinary amount of work that you and your staff have done on the waiver and RFS2. Please, please convey to them my personal thanks for a job very well done. You make me so proud.

I know that you are personally committed to the very best science on these issues. It is my unshakable faith in that simple fact that gives me great confidence in the success of your efforts. You remain one of my heroes.

Lisa

To: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]
Cc: "Bob Perciasepe" [Perciasepe.Bob@epamail.epa.gov]; Lisa Jackson"
[windsor.richard@epa.gov]
Bcc: []
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 11/20/2009 8:06:12 PM
Subject: Re: big progress on SCC

awesome

From: Lisa Heinzerling/DC/USEPA/US
To: "Lisa Jackson" <windsor.richard@epa.gov>, "Bob Perciasepe"
<Perciasepe.Bob@epamail.epa.gov>
Date: 11/20/2009 02:56 PM
Subject: big progress on SCC

Deliberative

We have a mtg next week on the choice between the two options above. I am hopeful but not certain the interagency process will be allowed to generate a result not to be undone by other forces.

But - a good day for the moment.

To: CN=Cameron Davis/OU=R5/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 11/20/2009 10:27:03 PM
Subject: Re: OMB
davis.cameron@epa.gov

Great news.

From: Cameron Davis
Sent: 11/20/2009 04:23 PM CST
To: Richard Windsor; Bob Perciasepe
Subject: OMB

We've cleared OMB for the GLRI RFP.

Congrats.

Cameron Davis
Senior Advisor to the Administrator
U.S. EPA
77 W. Jackson Boulevard
Room 1901
Chicago, IL 60604
312-886-4957
davis.cameron@epa.gov

To: CN=Charles Imohiosen/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob
Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Gina
McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=David
McIntosh/OU=DC/O=USEPA/C=US@EPA;"Seth Oster" [oster.seth@epa.gov]; N=Bob
Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Gina
McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=David
McIntosh/OU=DC/O=USEPA/C=US@EPA;"Seth Oster" [oster.seth@epa.gov]; N=Gina
McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=David
McIntosh/OU=DC/O=USEPA/C=US@EPA;"Seth Oster" [oster.seth@epa.gov]; N=David
McIntosh/OU=DC/O=USEPA/C=US@EPA;"Seth Oster" [oster.seth@epa.gov]; Seth Oster"
[oster.seth@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 11/20/2009 11:02:53 PM
Subject: Re:
<http://www.nytimes.com/2009/11/18/business/economy/18leonhardt.html>
<http://economix.blogs.nytimes.com/2009/11/17/cash-for-caulkers-the-details/>

Thanks Charles

Deliberative

Deliberative. I will get back to you. Tx to you all for all. Lisa

----- Original Message -----

From: Charles Imohiosen

Sent: 11/20/2009 05:38 PM EST

To: Richard Windsor

Cc: Diane Thompson; Bob Sussman; Gina McCarthy; David McIntosh
Administrator,

I write to provide you with an update on the state of play regarding the John Doerr Home Star proposal.

Deliberative

Deliberative

Best regards,

Charles

Charles Imohiosen
Special Assistant to the Senior Policy Counsel
Office of the Administrator
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460
(202) 564-9025

To: "Lisa Heinzerling" [heinzerling.lisa@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Sat 11/21/2009 1:34:23 AM
Subject: Fw: Social Cost of Carbon

Thank you!

----- Original Message -----

From: Gina McCarthy
Sent: 11/20/2009 07:13 PM EST
To: Richard Windsor; Bob Perciasepe
Subject: Social Cost of Carbon

If you get a chance, please thank Lisa H and Al M for there terrific leadership at a mtg today of the SCC

Deliberative

I will keep my fingers crossed that the decision to keep the discount rate at 2 to 5 percent sticks, but in meantime, today was a huge victory.

To: CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Sat 11/21/2009 7:25:32 PM
Subject: Re: WSJ - EPA Tangles With Texas in Battle Over Air Quality
[ANA CAMPOY](#)
[Texas Industries](#)
[Chesapeake Energy](#)
[ana.campoy@dowjones.com](#)
(embedded image)

I have seen it and glad you think it is a good first foray. Notably WSJ has not written on WVA. I think it means they know that fairly enforcing air and water pollution laws is a reasonable approach.
Tx.

----- Original Message -----

From: Seth Oster
Sent: 11/21/2009 02:13 PM EST
To: "Lisa Jackson" <windsor.richard@epa.gov>
Cc: Bob Sussman
Subject: Fw: WSJ - EPA Tangles With Texas in Battle Over Air Quality

You've probably seen this already but wanted to be sure. It's a very balanced piece, but I think is quite nice for EPA. It's also worth noting it's the first national story on the Texas SIP issue -- which is a bit surprising. -- but probably means this starts to get more attention. I think we're ready for it.

----- Original Message -----

From: David Gray
Sent: 11/21/2009 08:36 AM CST
To: Seth Oster; Allyn Brooks-LaSure; Adora Andy; Arvin Ganesan; David McIntosh
Subject: WSJ - EPA Tangles With Texas in Battle Over Air Quality

U.S. NEWS

NOVEMBER 21, 2009

EPA Tangles With Texas in Battle Over Air Quality

Agency Takes Activist Stance on Pollution, Calling Local Rules Lax; State Officials Complain of 'Bureaucratic Meddling'

By ANA CAMPOY

A more assertive Environmental Protection Agency is demanding that Texas tighten its pollution rules, drawing the ire of companies and some of the state's political leaders.

At the heart of the dispute is an EPA threat to void some of the state's air-quality regulations, which it says break federal law. The agency also is studying whether oil refineries -- of which Texas has many -- emit dangerous amounts of toxins.

[View Full Image](#)

EPA

Alfredo Armendariz, left, recently hired by the Environmental Protection Agency, has been criticized by the energy industry over his past research on emissions from the cement and natural-gas industries.

Texas is the top carbon-dioxide-emitting state in the nation. State regulators say they have built a system that simplifies the permitting process, for example by regulating emissions from entire facilities, rather than smokestack by smokestack.

Environmental activists and city officials call the system too lax. But state officials say it has produced a cleaner environment, including a 22% drop between 2000 and 2008 in the level of ozone, which is blamed for respiratory problems. The state says its plan encourages industry to adopt greener technology.

"Our results speak louder than bureaucratic meddling," said Katherine Cesinger, a spokeswoman for Gov. Rick Perry, a Republican.

The EPA has emerged as one of the most aggressive regulatory agencies in the Obama administration. It has moved to regulate carbon-dioxide emissions, announced plans to set tougher limits on mercury emissions from coal- or oil-burning power plants and held up dozens of permit applications for coal-mining projects in Central Appalachia, citing concerns about water quality.

EPA Administrator Lisa Jackson has said the agency's moves will benefit the economy by improving public health and has pointed to the administration's support for tens of billions of dollars in government spending to subsidize electric vehicles and a modernized electric grid.

But business groups, including the U.S. Chamber of Commerce and the National Mining Association, say the agency also is saddling companies with costly mandates and could drive jobs outside the U.S.

The EPA this month appointed Alfredo Armendariz to head the office that oversees Texas and four other states. While all states must follow the same federal rules, they are allowed to develop their own implementation strategies, which are subject to federal approval. Mr. Armendariz had previously called the state's regulations inadequate.

Air-quality fights are especially heated in Texas. Officials in the big cities complain the Texas Commission on Environmental Quality, which enforces federal regulations, isn't strict enough. Dallas and Houston have been in violation of federal air-quality standards for years.

"The whole thing is wrong from start to finish," said state Rep. Lon Burnam, a Democrat who represents Fort Worth and serves on the environmental regulation committee at the Texas House of Representatives. "They permit almost anything."

Houston has been petitioning the federal government to toughen its standard for refinery emissions. In response, the EPA said last month it was withdrawing a rule signed at the end of the Bush administration that found the emissions posed no risk.

Environmentalists welcome the changes in EPA policies. "I've been waiting 15 years for this to happen," said Neil Carman, an air-quality specialist at the Sierra Club in Texas.

But companies are unhappy. Texas Industries Inc., a cement maker, recently cited changing EPA rules when it withdrew its request for a state permit to burn tires at one of its kilns, which it says would have reduced emissions. Texas Industries is committed to clean air, said spokesman David Perkins. "The difficulties happen when the requirements go beyond that and get to a point when they cause problems for companies that ultimately don't result in any net benefit to the environment."

But others disagree with the company's assessment, said EPA spokesman David Gray, and there is no room for neighbors and community members to give feedback under current rules. "The Texas air permitting process needs to be transparent to the public," he said.

The energy industry hasn't spoken publicly on the appointment of Mr. Armendariz, an environmental engineer and an associate professor at Southern Methodist University in Dallas. He is the author of several scathing studies and memos on emissions from the cement and natural-gas industries, and has been a consultant to environmental groups fighting the companies.

He declined to comment on EPA policy issues until he completed the transition into his new job.

The Barnett Shale Energy Education Council, a group representing energy companies, has attacked Mr. Armendariz's past reports. Recently, executives at natural-gas producer Chesapeake Energy Corp. criticized Mr. Armendariz for producing what they said was misleading research.

Mr. Armendariz has said his work is based on government-issued data and his calculations are consistent with those of regional regulators.

Earlier this year, the EPA said it was seeking to invalidate the state's permitting system, contending that it allows

companies to skirt federal rules under the Clean Air Act. The agency is expected to announce a decision on certain parts of the program by the end of this month.

"Our system is not broken," said Bryan Shaw, chairman of the Texas environmental commission. "It's just misunderstood."

—Stephen Power and Ben Casselman contributed to this article.

Write to Ana Campoy at ana.campoy@dowjones.com



To: Personal Privacy
Cc:
Bcc: CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Aaron Dickerson/OU=DC/O=USEPA/C=US@EPA;CN=Heidi Ellis/OU=DC/O=USEPA/C=US@EPA[]; N=Aaron Dickerson/OU=DC/O=USEPA/C=US@EPA;CN=Heidi Ellis/OU=DC/O=USEPA/C=US@EPA[]; N=Heidi Ellis/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 11/23/2009 2:49:02 PM
Subject: Items for Discussion

Rahm,

I've asked my staff to get us 15-30 minutes this week if possible. I'd like a chance to discuss: (1) EPA's existing "cash for caulkers" like program (2) the policy and political wins around Brownfields (3) other ways I and EPA can help. Thanks.

Lisa Jackson

To: CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA[]; N=David McIntosh/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
Bcc: []
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 11/23/2009 2:52:34 PM
Subject: Fw: Items for Discussion

----- Forwarded by Richard Windsor/DC/USEPA/US on 11/23/2009 09:52 AM -----

From: "Recos" [Personal Privacy]
To: Richard Windsor/DC/USEPA/US@EPA
Date: 11/23/2009 09:51 AM
Subject: Re: Items for Discussion

Ok

----- Original Message -----

From: Windsor.Richard@epamail.epa.gov <Windsor.Richard@epamail.epa.gov>
To: Recos
Sent: Mon Nov 23 09:49:02 2009
Subject: Items for Discussion

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Lisa Jackson

To: CN=Aaron Dickerson/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Heidi Ellis/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]
Bcc: []
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 11/23/2009 2:54:25 PM
Subject: Fw: Items for Discussion

NOTE - the CoS has playked this meeting. Please get the time. Half hour is fine but can live with 15 minutes. Tx.

----- Forwarded by Richard Windsor/DC/USEPA/US on 11/23/2009 09:53 AM -----

From: "Recos" <[REDACTED]>
To: Richard Windsor/DC/USEPA/US@EPA
Date: 11/23/2009 09:51 AM
Subject: Re: Items for Discussion

Ok

----- Original Message -----

From: Windsor.Richard@epamail.epa.gov <Windsor.Richard@epamail.epa.gov>
To: Recos
Sent: Mon Nov 23 09:49:02 2009
Subject: Items for Discussion

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Lisa Jackson

To: CN=Heidi Ellis/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 11/23/2009 3:03:42 PM
Subject: Re: Items for Discussion

Prefer this week but hard for me to insist since I leave Wed. :)

----- Original Message -----

From: Heidi Ellis
Sent: 11/23/2009 10:02 AM EST
To: Richard Windsor; Aaron Dickerson
Cc: Diane Thompson
Subject: Re: Items for Discussion

I am on his office. Looks like it may have to be on the 30th. Is that okay?

----- Original Message -----

From: Richard Windsor
Sent: 11/23/2009 09:54 AM EST
To: Aaron Dickerson
Cc: Heidi Ellis; Diane Thompson
Subject: Fw: Items for Discussion

NOTE - the CoS has playked this meeting. Please get the time. Half hour is fine but can live with 15 minutes. Tx.

----- Forwarded by Richard Windsor/DC/USEPA/US on 11/23/2009 09:53 AM -----

From: "Recos" <[REDACTED] Personal Privacy >
To: Richard Windsor/DC/USEPA/US@EPA
Date: 11/23/2009 09:51 AM
Subject: Re: Items for Discussion

Ok

----- Original Message -----

From: Windsor.Richard@epamail.epa.gov <Windsor.Richard@epamail.epa.gov>
To: Recos
Sent: Mon Nov 23 09:49:02 2009
Subject: Items for Discussion

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Lisa Jackson

To: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
Bcc: []
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 11/23/2009 5:04:15 PM
Subject: Re: Draft comments on OMB Report to Congress

Look fine. Was more curious than anything else. Thanks.

From: Lisa Heinzerling/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA
Date: 11/23/2009 08:12 AM
Subject: Draft comments on OMB Report to Congress

Good morning,

A couple of weeks ago I mentioned OMB's most recent draft report on the costs and benefits of federal regulation. OPEI has, with help from the program offices, put together comments on the draft report. You had said you would like to see the comments we prepare. I've attached them below.

The comment period for the draft report has closed, but OMB has said it will accept our comments late. It would be good to file them this week if possible.

Please let me know if you have any questions. Thanks.

Lisa

[attachment "Draft Comments on 2009 draft OMB Report Nov 19 2009.doc" deleted by Richard Windsor/DC/USEPA/US]

To: "Allyn Brooks-Lasure" [Brooks-lasure.allyn@epa.gov]; Seth Oster" [oster.seth@epa.gov]; David McIntosh" [mcintosh.david@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 11/24/2009 1:42:34 AM
Subject: Fw: Gulf Coast Rebuilding Weekly Update
Times-Picayune
Senate version of the health care bill

See the item re VPOTUS trip at the end of the year or early January. I should send a note offering to help.
Also, see the Coastal Restoration Summit in June (last item).

----- Original Message -----

From: Allyn Brooks-LaSure

Sent: 11/23/2009 05:04 PM EST

To: Richard Windsor; Diane Thompson; Bob Perciasepe; Bob Sussman; Scott Fulton; Seth Oster

Subject: Fw: Gulf Coast Rebuilding Weekly Update

M. Allyn Brooks-LaSure | Deputy Associate Administrator for Public Affairs

U.S. Environmental Protection Agency | Office of the Administrator

Phone: 202-564-8368 | Email: brooks-lasure.allyn@epa.gov

----- Forwarded by Allyn Brooks-LaSure/DC/USEPA/US on 11/23/2009 05:03 PM -----

From: "Whelan, Moira" <Moira.Whehan@dhs.gov>

To: "Leshner, Jan" <Jan.Leshner@dhs.gov>, "Wareing, Tracy" <Tracy.Wareing@dhs.gov>, "Kayyem, Juliette" <Juliette.Kayyem@dhs.gov>, "Tennyson, Stephanie L" <Stephanie.Tennyson@dhs.gov>, "Smith, Sean" <Sean.Smith@dhs.gov>, "Kuban, Sara A" <Sara.Kuban@dhs.gov>, "McNamara, Jason" <Jason.Mcnamara@dhs.gov>, "Fugate, Craig" <Craig.Fugate@dhs.gov>,

Personal Privacy

Personal Privacy

"Stevens, Clark"

<Clark.Stevens@dhs.gov>, "Colburn, Brent" <Brent.Colburn@dhs.gov>, "Hart, Patrick" <Patrick.Hart@dhs.gov>, "Garratt, David" <david.garratt@dhs.gov>, "Wiggins, Chani Winn" <Chani.Wiggins@dhs.gov>, "Peacock, Nelson" <Nelson.Peacock@dhs.gov>, "Pressman, David" <David.Pressman@dhs.gov>, <joan.deboer@dot.gov>, <dave.gresham@hud.gov>,

Personal Privacy

<frederick.tombariii@hud.gov>,

<brian.gill@hud.gov>, "McDonald, Blair" <Blair.Mcdonald@dhs.gov>, <laura.petrou@hhs.gov>, <rima.cohen@hhs.gov>, "Contreras, January" <January.Contreras@dhs.gov>, "Gordon, Andrew S" <Andrew.Gordon@dhs.gov>,

Personal Privacy

Personal Privacy

Personal Privacy

<donny.williams@hud.gov>, <laurel.a.blatchford@hud.gov>, Personal Privacy

Personal Privacy

Personal Privacy

<Jennifer.a.greer@usace.army.mil>,

<Andrew.hagelin@hqda.army.mil>, <steven.l.stockton@usace.army.mil>,

<Zoltan.l.montvai@usace.army.mil>, "Grimm, Michael" <michael.grimm@dhs.gov>,

<Deborah.ingram@dhs.gov>, <cantor.eric@dol.gov>, <gambrell@cdfi.treas.gov>, Allyn Brooks-

LaSure/DC/USEPA/US@EPA, <mark.newberg@sba.gov>, <steven.smith@sba.gov>,

<Donald.orndoff@va.gov>,

Personal Privacy

<John.cross@do.treas.gov>, <Danielle.l.schopp@hud.gov>,

Personal Privacy

<theodore.a.brown@usace.army.mil>, <todd.m.richardson@hud.gov>, <dominique.blom@hud.gov>,

<jeffrey.riddel@hud.gov>, <david.vargas@hud.gov>, <mark.misczack@fema.gov>, "Fox, Katherine B"
 <Katherine.B.Fox@dhs.gov>, [Personal Privacy] "Monchek, Rafaela"
 <rafaela.monchek@dhs.gov>, <carl.highsmith@dot.gov>, <david.matsuda@dot.gov>, "Duggan, Alaina"
 <Alaina.Duggan@dhs.gov>, "Campbell, Matt" <matt.campbell@dhs.gov>, [Personal Privacy]
 [Personal Privacy], Jim Hanlon/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA,
 <donna.white@hud.gov>, <lnembhard@cns.gov>, <baker.angela@dol.gov>, [Personal Privacy]
 [Personal Privacy] "McClure, Laura" <Laura.Mcclure@dhs.gov>, <rstinson@eda.doc.gov>,
 <pdavidson@eda.doc.gov>, <cosborne@eda.doc.gov>, <ginger.lew@sba.gov>, <james.rivera@sba.gov>,
 <eric.zarnikow@sba.gov>, <chris.chan@sba.gov>, <ana.ma@sba.gov>, <Matthew.Yale@ed.gov>,
 <johnr.gingrich@va.gov>, <mark.a.linton@hud.gov>, <alexia.kelley@hhs.gov>, <cgrant2@doc.gov>, "Myers,
 David" <David.Myers1@dhs.gov>, "Schwartz, Alison" <Alison.Schwartz@dhs.gov>, "Goucher, Rob"
 <rob.goucher@dhs.gov>, <Honker.Bill@epamail.epa.gov>, [Personal Privacy]
 <fbci@usda.gov>, <edpartners@ed.gov>, <jerry.flavin@sba.gov>, <fbci@usaid.gob>, <vafbnp@va.gov>,
 <jkelly@cns.gov>, <banks@mcdfi.treas.gov>, <kerney-willist@mcdfi.treas.gov>, <martineza@mcdfi.treas.gov>,
 <Lynn.Overmann@usdoj.gov>, <melodee.hanes@usdoj.gov>, "Salinas, Victoria" <Victoria.Salinas@dhs.gov>
 Cc: "Woodka, Janet" <Janet.Woodka@dhs.gov>, "Banta, Drue" <Drue.Banta@dhs.gov>, "Fraser, Timothy"
 <Timothy.Fraser@dhs.gov>, "Stewart, Jessica" <Jessica.Stewart@dhs.gov>, "McConnell, Scott"
 <Scott.Mcconnell@dhs.gov>, "Lundqvist, Hanna" <Hanna.Lundqvist@dhs.gov>, "Horton, Eric"
 <Eric.Horton@dhs.gov>, "Lockett, Terrence" <Terrence.Lockett@dhs.gov>, "Gehring, Wendy"
 <Wendy.Gehring@dhs.gov>, "Simms, Nathan F" <nathan.f.simms@hud.gov>
 Date: 11/23/2009 04:04 PM
 Subject: Gulf Coast Rebuilding Weekly Update

Office of the Federal Coordinator for Gulf Coast Rebuilding
 Weekly Update 11/23/2009

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Please note, the next Gulf Coast Rebuilding Weekly Update will be sent on December 4. Happy Thanksgiving!

On Tuesday, November 17, EPA Administrator Lisa Jackson visited New Orleans to speak at the EPA's National Brownfields Conference. She also toured the Lower 9th Ward, participated in a roundtable discussion with students and professors at Southern University, toured green home sites in Pontchartrain Park, and gave a speech at Tulane University as part of its Dean's Colloquium. The trip was covered by the Times-Picayune and local television stations, with coverage focusing on the Clean Air Act and Clean Water Act, coastal restoration, and the fact that Administrator Jackson is a New Orleans native.

On November 18, Judge Stanwood Duval handed down a \$719,000 judgment for four plaintiffs against the U.S. Army Corps of Engineers in a Hurricane Katrina related lawsuit. The suit was filed in 2006 in U.S. District Court in the Eastern District of Louisiana. Arguments in the bench trial concluded in May 2009. Four of the six plaintiffs prevailed on the grounds that the U.S. Army Corps of Engineers had displayed "gross negligence" in failing to maintain a navigation channel, the Mississippi River Gulf Outlet, resulting in levee breaches that flooded large swaths of greater New Orleans. The judge noted that the Corps' failure to shore up the channel "doomed the channel to grow to two to three times its design width" and that "created a more forceful frontal wave attack on the levee" that protected St. Bernard and the Lower 9th Ward. The case is likely to be appealed. All media inquiries should be directed to Charles Miller at the Department of Justice at 202-514-2007.

On Friday, November 20, MSNBC's Joe Scarborough broadcasted Morning Joe from a New Orleans high school. Scarborough participated in a volunteer building project Saturday, sponsored by Starbucks and the HandsOn Network as part of a national "Brewing Together Day of Service."

As part of the ongoing conversation about health care, Senator Landrieu succeeded in adding a provision to the 2,074-page Senate version of the health care bill. News reports have said that it could provide Louisiana between

\$100 million and \$300 million in Medicaid funding in fiscal 2011 as a fix to FMAP. The Jindal administration has been lobbying the Administration for a change to their FMAP calculation, claiming that various disaster payments inflated income levels in the state. However, according to data, the disaster payments had little impact on the calculation.

On November 18, the first meeting of the Long Term Recovery Working Group took place at the White House. Secretaries Donovan and Napolitano chair the interagency group. Objectives and expectations for the Working Group were laid out and an update was provided on outreach efforts to date.

On November 19, Senator Landrieu met with Sally Ericsson of OMB and Nancy Sutley of the Council on Environmental Quality to discuss coastal restoration in Louisiana.

On November 23, the Southeast Louisiana Flood Protection Authority-East sponsored a levee summit in New Orleans at the Intercontinental Hotel. Senator Vitter, General Mike Walsh, Commander of the Mississippi Valley Division and Garret Graves from the State of Louisiana attended.

Negotiations between the Corps of Engineers and the State of Louisiana on the Project Partnership Agreement for permanent storm surge protection at the outfall canals are ongoing. Last week, the State delivered a signed version of the agreement to the Corps. However, the Corps has indicated that it is unable to execute the document as written. The Corps has stated that there will be a gap in protection during the 2014 hurricane season due to the delays in executing the agreement.

On Nov. 17, the staff of the Louisiana/Mississippi Gulf Coast Ecosystem Restoration Interagency Working Group met. The group received a briefing on the major studies on coastal restoration in Louisiana and the Mississippi Coastal Improvements Program in MS and discussed the upcoming trip to the region and the upcoming principal's meeting.

On November 14, the National Association of Free Clinics, the Louisiana Free Clinic Association and C.A.R.E. (Communities Are Responding Everyday) operated a free one-day clinic in New Orleans. More than 400 medical personnel volunteered their time to care for individuals without health care insurance on a range of health-related issues.

On November 20, actress and New Orleans resident Sandra Bullock hosted a special premiere of her new film, "The Blind Side," at the Prytania Theater in New Orleans. The event raised money for Warren Easton Senior High School, a charter school in Mid-City.

On November 19, ARTDOCS, a non-profit which offers medical care to uninsured or underinsured full-time artists in New Orleans, held a live artwork auction to benefit their operations.

November 22 was the New Orleans Po-Boy Preservation Festival, which included live music, a cook-off, and of course a selection of the best po-boys in town. 40 vendors and thousands of people celebrated the city's trademark sandwich. This year's winner of Best of Show was the Shrimp Caminada Po Boy from Grand Isle restaurant. The fan favorite was NO Seafood and Hamburger's "Shrimpzilla" Po Boy. Proceeds from the festival went toward the Oak Street Association's work to promote, preserve, and revitalize Carrollton's historic Oak Street neighborhood and commercial corridor. A portion of proceeds will be used to fund grants for neighborhood organizations in the Carrollton area.

The New Orleans Saints won again on Sunday and are now 10-0.

This week, Federal Coordinator Janet Woodka traveled to New Orleans to meet with local officials and stakeholders including Chief Justice Kitty Kimball; Sheriff Marlin Gusman; LaToya Cantrell of Broadmoor Redevelopment CDC; Tim Williamson of the Idea Village; Michael Hecht of GNO Inc; Mary Lou Specha of Café Reconcile; Allison Plyer of GNO Data Center; Cathy Puett of HandsOn New Orleans; and Beth Galante of Global Green. All of the stakeholders were very complimentary of the Administration's efforts to date. There was a general sense that the Administration cares about the issues and is focused on solving problems.

Comings and Goings

Vice President Joe Biden committed in an August 24 New Orleans Times Picayune article that he would visit New Orleans after the President's trip, likely "just before the end of the year or just after the first of the year."

The Louisiana Mississippi Gulf Coast Ecosystem Interagency Working Group will likely visit Louisiana before the end of the year.

Forthcoming

A GAO report on Gulf Coast Rebuilding and housing issues in the Gulf Coast is expected to be issued in December.

On December 1-3, the Soros Foundation will hold its annual conference in New Orleans. As part of the conference,

on Tuesday, December 1st, the Open Society Institute will host a conversation on criminal justice issues and challenges to open societies around the world between George Soros and the former Chief Judge of the Orleans Parish Criminal Court Calvin Johnson. Katy Reckdahl of the Times-Picayune will moderate the discussion. This event is by invitation only.

The Association of Levee Boards of Louisiana will meet in New Orleans on December 2 and 3

December 2 there will be a hearing on "Disaster Case Management: Developing a Comprehensive National Program Focused on Outcomes" before the Ad hoc Subcommittee on Disaster Recovery for the Senate Committee on Homeland Security and Governmental Affairs.

On December 4th, the House Government and Oversight Committee will hold a hearing on Hurricane Katrina and how the Administration is moving forward.

The Broadmoor Neighborhood will open a new Elementary School in January 2010. They have asked Michelle Obama to attend.

The National Fusion Center Conference will be held in New Orleans in February, 2010.

GNO Inc will hold its Annual Meeting March 4th, 2010 focusing on GNO Inc 2.0's transformation of a city. They are looking for a cabinet-level keynote speaker.

Idea Village is sponsoring a Social Entrepreneurship Week March 20th -27th, 2010 and is looking for federal participation.

In May, 2010, the inaugural World Delta Dialogue will be convened in the Mississippi River Delta - New Orleans, Louisiana.

On June 8 – 10, 2010 the Louisiana Office of Coastal Protection and Restoration, the US Army Corps of Engineers, the Coalition to Restore Coastal Louisiana and many others have partnered together to host the State of the Coast (SOC) Conference. The conference will consist of three full days of presentations by leading experts in concurrent sessions, café and beignet sessions, keynote speakers, coastal policy plenary session, poster sessions and social networking opportunities focusing on implementing a sustainable coast for Louisiana.

Moira Whelan

Deputy, Office of the Federal Coordinator for Gulf Coast Rebuilding
202-325-0196

To: CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 11/24/2009 10:12:57 PM
Subject: Re: FOR TONITE: Fact Sheets: U.S. - Indian Cooperation

Did we get info on the Indian EPA agreement from Michelle? Tx.

----- Original Message -----

From: Diane Thompson
Sent: 11/24/2009 05:11 PM EST
To: Richard Windsor
Cc: Aaron Dickerson; Robert Goulding
Subject: FOR TONITE: Fact Sheets: U.S. - Indian Cooperation
FYI-- have a great time. I will look for you in the Style section tmw!
DT

Diane E. Thompson
Chief of Staff
U. S. Environmental Protection Agency
202-564-6999

----- Forwarded by Diane Thompson/DC/USEPA/US on 11/24/2009 05:10 PM -----

From: "Milakofsky, Benjamin E." [Personal Privacy]
To: "Lu, Christopher P." [Personal Privacy] "Smith, Elizabeth S."
[Personal Privacy] "Kimball, Astri B." [Personal Privacy] "French,
Michael J." [Personal Privacy] "Greenawalt, Andrei M."
[Personal Privacy] "Taylor, Adam R." [Personal Privacy]
"Milakofsky, Benjamin E." [Personal Privacy]
Date: 11/24/2009 12:47 PM
Subject: Fact Sheets: U.S. - Indian Cooperation

Dear Chiefs of Staff:

Please see the below release and attached documents highlighting U.S.-Indian cooperation.

--Cabinet Affairs

THE WHITE HOUSE
Office of the Press Secretary

FOR IMMEDIATE RELEASE

November 24, 2009

Fact Sheets on U.S. – Indian Cooperation

Attached are a series of factsheets highlighting some of the key outcomes of this visit. In total 6

Memoranda-of-understandings were signed, 2 memoranda-of-interest as well as several other initiatives and agreements. Below are some of the highlights from the four papers covering global security and counter-terrorism, education and development, health cooperation, economic trade and agriculture, and green partnerships.

Advancing Global Security and Countering Terrorism

- Expansion of the U.S.-India Counterterrorism Cooperation Initiative, Prime Minister Singh and President Obama committed to redouble their collective efforts to deal effectively with terrorism, while protecting their countries' common ideals and shared values, and committed themselves to strengthening global consensus and legal regimes against terrorism.
- Support for an early start of negotiations on a multilateral, non-discriminatory and internationally verifiable Fissile Material Cutoff Treaty. The two leaders also look forward to the April 2010 Nuclear Security Summit and agreed to consult each other regularly. They affirmed their commitment to work together to prevent the spread of Weapons of Mass Destruction- and missile-related technology and to realize their shared vision of a world free of nuclear weapons.

Green Partnerships

- Launch of a "Green Partnership" to strengthen U.S./India cooperation on clean energy, climate change, and food security. This reflects our two countries' commitment to taking vigorous action to combat climate change, ensuring mutual energy security, working towards global food security, and building a clean energy economy that will drive investment, job creation, and economic growth throughout the 21st century.
- Launch of an Indo-U.S. Clean Energy Research and Deployment Initiative, supported by U.S. and Indian government funding and private sector contributions. This new Initiative will include a Joint Research Center operating in both the United States and India to foster innovation and joint efforts to accelerate deployment of clean energy technologies. The Initiative will facilitate joint research, scientific exchanges, and sharing of proven innovation and deployment policies.
- Support for an Indian EPA that will focus on creating a more effective system of environmental governance, regulation and enforcement. Working with the India's Ministry of Environment and Forests, the U.S. Environmental Protection Agency will provide technical support to help establish an Indian National Environmental Protection Authority.

Economic Trade and Agriculture

- Meeting of the United States – India CEO Forum brought together leaders of the U.S. and Indian business communities — approximately ten from each side across various industry sectors — with senior government officials on November 23. Forum members conveyed their interest in working on recommendations on how the public and private sectors can work together to strengthen economic and commercial ties between the two countries, stimulate innovation, spur job creation, and promote sustainable inclusive growth.
- Launch of a new Agriculture Dialogue and agreed on a Memorandum of Understanding on Agricultural Cooperation and Food Security that will set a pathway to robust cooperation between the governments in crop forecasting, management and market information; regional and global food security through the L'Aquila Food Security Initiative; science, technology, and education; nutrition; and expanding private sector investment in agriculture. The United States and India expect cooperation under the agreement to expand access to knowledge to improve productivity, safety, and nutritional quality of food crops; to strengthen market institutions and foster growth of agribusiness investment and improve food security and access to adequate quantities and quality of food, particularly for women and young children.
- Renewed bilateral cooperation in the field of intellectual property through a Memorandum of Understanding between the Department of Commerce's United States Patent and Trademark Office and Indian Ministry of Commerce and Industry. The memorandum and action plan will focus on human resource development, capacity building and public awareness programs in intellectual property protection and enforcement.

Enhancing U.S.-India Cooperation on Education and Development

- Expansion of the bi-national Fulbright-Nehru Scholarship Program through a 45% increase in funding by each government to support increased exchanges of students and scholars in priority fields, bringing total support for these scholarships to \$6.7 million this year.
- Launched the Obama-Singh 21st Century Knowledge Initiative which will provide \$10 million in combined funding to increase university linkages and support junior faculty development between U.S. and Indian universities.
- Formation of the Women's Empowerment Dialogue (WED) to further the full participation of women in all aspects of society in order for the global community to address the complex challenges we face in this new century. During the initial meeting of the Women's Empowerment Dialogue in New Delhi, both sides agreed to explore the creation of a "Women's Empowerment Fund," that would be able to support WED initiatives such as women's social and economic empowerment, female literacy, political participation of women, and healthcare.

Health Cooperation

- Creation of a seventh Regional Global Disease Detection Center in India as a part of the Global Disease Detection (GDD) network. This GDD collaboration will include a range of activities, such as emerging disease detection and response, pandemic influenza preparedness and response, laboratory systems and biosafety, field epidemiology training, health communications, and zoonotic disease investigation and control. Other Regional Centers include Kenya, Thailand, Guatemala, Egypt, China, and Kazakhstan.
- Launch of the Health Dialogue: The first meeting of the U.S.-India Health Dialogue is planned for early 2010 in Washington. Secretary of Health and Human Services Sebelius is the U.S. lead and Minister of Health and Family Welfare Azad will lead for India.
- Cooperation on Urban Health through U.S. Agency for International Development's, soon to be launched, new Health of the Urban Poor Program, which aims to improve reproductive and child health in urban poor populations, especially for those dwelling in slums, by building the local capacity, improving program implementation and increasing resource allocation for urban health through policy analysis. The program will work in close collaboration with urban local bodies and Indian national and state governments.

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[attachment "Health Fact Sheet.pdf" deleted by Richard Windsor/DC/USEPA/US]

[attachment "Economics Trade and Agriculture Fact Sheet.pdf" deleted by Richard Windsor/DC/USEPA/US]

[attachment "Education and Development Fact Sheet.pdf" deleted by Richard Windsor/DC/USEPA/US]

[attachment "Strategic Security Dialogue Fact Sheet.pdf" deleted by Richard Windsor/DC/USEPA/US]

[attachment "Green Partnership Fact Sheet.pdf" deleted by Richard Windsor/DC/USEPA/US]

To: CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 11/24/2009 11:03:08 PM
Subject: Re: Fw: Gulf Coast Rebuilding Weekly Update
Times-Picayune
Senate version of the health care bill

K. Tx

----- Original Message -----

From: Seth Oster
Sent: 11/24/2009 05:58 PM EST
To: Richard Windsor
Cc: "Allyn Brooks-Lasure" <Brooks-lasure.allyn@epa.gov>; "David McIntosh" <mcintosh.david@epa.gov>
Subject: Re: Fw: Gulf Coast Rebuilding Weekly Update

I talked to the VP's office about this. His trip will almost surely not happen this year -- they are looking at the first part of next year. I am continuing to work with them to explore how you can help and whether it would make sense to go on this trip, whenever it is. I'd suggest there is no need for you to send a note to the VP on it quite yet -- unless you want to for other reasons -- and that I continue to work it.

Seth

Seth Oster
Associate Administrator
Office of Public Affairs
Environmental Protection Agency
(202) 564-1918
oster.seth@epa.gov

From: Richard Windsor/DC/USEPA/US
To: "Allyn Brooks-Lasure" <Brooks-lasure.allyn@epa.gov>, "Seth Oster" <oster.seth@epa.gov>, "David McIntosh" <mcintosh.david@epa.gov>
Date: 11/23/2009 08:42 PM
Subject: Fw: Gulf Coast Rebuilding Weekly Update

See the item re VPOTUS trip at the end of the year or early January. I should send a note offering to help. Also, see the Coastal Restoration Summit in June (last item).

----- Original Message -----

From: Allyn Brooks-LaSure
Sent: 11/23/2009 05:04 PM EST
To: Richard Windsor; Diane Thompson; Bob Perciasepe; Bob Sussman; Scott Fulton; Seth Oster
Subject: Fw: Gulf Coast Rebuilding Weekly Update

M. Allyn Brooks-LaSure | Deputy Associate Administrator for Public Affairs

U.S. Environmental Protection Agency | Office of the Administrator

Phone: 202-564-8368 | Email: brooks-lasure.allyn@epa.gov

----- Forwarded by Allyn Brooks-LaSure/DC/USEPA/US on 11/23/2009 05:03 PM -----

From: "Whelan, Moira" <Moira.Whehan@dhs.gov>

To: "Leshner, Jan" <Jan.Leshner@dhs.gov>, "Wareing, Tracy" <Tracy.Wareing@dhs.gov>, "Kayyem, Juliette" <Juliette.Kayyem@dhs.gov>, "Tennyson, Stephanie L" <Stephanie.Tennyson@dhs.gov>, "Smith, Sean" <Sean.Smith@dhs.gov>, "Kuban, Sara A" <Sara.Kuban@dhs.gov>, "McNamara, Jason" <Jason.Mcnamara@dhs.gov>, "Fugate, Craig" <Craig.Fugate@dhs.gov>, [REDACTED] **Personal Privacy**

[REDACTED] **Personal Privacy**

"Stevens, Clark" <Clark.Stevens@dhs.gov>, "Colburn, Brent" <Brent.Colburn@dhs.gov>, "Hart, Patrick" <Patrick.Hart@dhs.gov>, "Garratt, David" <david.garratt@dhs.gov>, "Wiggins, Chani Winn" <Chani.Wiggins@dhs.gov>, "Peacock, Nelson" <Nelson.Peacock@dhs.gov>, "Pressman, David" <David.Pressman@dhs.gov>, <joan.deboer@dot.gov>, <dave.gresham@hud.gov>, [REDACTED] **Personal Privacy**

[REDACTED] <frederick.tombarii@hud.gov>, <brian.gill@hud.gov>, "McDonald, Blair" <Blair.Mcdonald@dhs.gov>, <laura.petrou@hhs.gov>, <rima.cohen@hhs.gov>, "Contreras, January" <January.Contreras@dhs.gov>, "Gordon, Andrew S" <Andrew.Gordon@dhs.gov>, [REDACTED] **Personal Privacy**

[REDACTED] **Personal Privacy**

[REDACTED] **Personal Privacy** <donny.williams@hud.gov>, <laurel.a.blatchford@hud.gov>

[REDACTED] **Personal Privacy**

[REDACTED] **Personal Privacy** <Jennifer.a.greer@usace.army.mil>, <Andrew.hagelin@hqda.army.mil>, <steven.l.stockton@usace.army.mil>, <Zoltan.l.montvai@usace.army.mil>, "Grimm, Michael" <michael.grimm@dhs.gov>, <Deborah.ingram@dhs.gov>, <cantor.eric@dol.gov>, <gambrell@cdfi.treas.gov>, Allyn Brooks-LaSure/DC/USEPA/US@EPA, <mark.newberg@sba.gov>, <steven.smith@sba.gov>, <Donald.orndoff@va.gov>, [REDACTED] **Personal Privacy**

<John.cross@do.treas.gov>, <Danielle.l.schopp@hud.gov>, [REDACTED] **Personal Privacy** <theodore.a.brown@usace.army.mil>, <todd.m.richardson@hud.gov>, <dominique.blom@hud.gov>, <jeffrey.riddel@hud.gov>, <david.vargas@hud.gov>, <mark.misczack@fema.gov>, "Fox, Katherine B" <Katherine.B.Fox@dhs.gov>, [REDACTED] **Personal Privacy** "Monchek, Rafaela"

<rafaela.monchek@dhs.gov>, <carl.highsmith@dot.gov>, <david.matsuda@dot.gov>, "Duggan, Alaina" <Alaina.Duggan@dhs.gov>, "Campbell, Matt" <matt.campbell@dhs.gov>, [REDACTED] **Personal Privacy**

[REDACTED] **Personal Privacy** Jim Hanlon/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, <donna.white@hud.gov>, <lnembhard@cns.gov>, <baker.angela@dol.gov>, [REDACTED] **Personal Privacy**

[REDACTED] **Personal Privacy** "McClure, Laura" <Laura.Mcclure@dhs.gov>, <rstinson@eda.doc.gov>, <pdavidson@eda.doc.gov>, <cosborne@eda.doc.gov>, <ginger.lew@sba.gov>, <james.rivera@sba.gov>, <eric.zarnikow@sba.gov>, <chris.chan@sba.gov>, <ana.ma@sba.gov>, <Matthew.Yale@ed.gov>, <johnr.gingrich@va.gov>, <mark.a.linton@hud.gov>, <alexia.kelley@hhs.gov>, <cgrant2@doc.gov>, "Myers, David" <David.Myers1@dhs.gov>, "Schwartz, Alison" <Alison.Schwartz@dhs.gov>, "Goucher, Rob" <rob.goucher@dhs.gov>, <Honker.Bill@epamail.epa.gov>, [REDACTED] **Personal Privacy**

<fbci@usda.gov>, <edpartners@ed.gov>, <jerry.flavin@sba.gov>, <fbci@usaid.gov>, <vafbnp@va.gov>, <jkelly@cns.gov>, <banks@cdfi.treas.gov>, <kerney-willist@cdfi.treas.gov>, <martineza@cdfi.treas.gov>, <Lynn.Overmann@usdoj.gov>, <melodee.hanes@usdoj.gov>, "Salinas, Victoria" <Victoria.Salinas@dhs.gov>
Cc: "Woodka, Janet" <Janet.Woodka@dhs.gov>, "Banta, Drue" <Drue.Banta@dhs.gov>, "Fraser, Timothy" <Timothy.Fraser@dhs.gov>, "Stewart, Jessica" <Jessica.Stewart@dhs.gov>, "McConnell, Scott" <Scott.Mcconnell@dhs.gov>, "Lundqvist, Hanna" <Hanna.Lundqvist@dhs.gov>, "Horton, Eric" <Eric.Horton@dhs.gov>, "Lockett, Terrence" <Terrence.Lockett@dhs.gov>, "Gehring, Wendy" <Wendy.Gehring@dhs.gov>, "Simms, Nathan F" <nathan.f.simms@hud.gov>

Date: 11/23/2009 04:04 PM

Subject: Gulf Coast Rebuilding Weekly Update

Office of the Federal Coordinator for Gulf Coast Rebuilding
Weekly Update 11/23/2009

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On Friday, November 20, MSNBC's Joe Scarborough broadcasted Morning Joe from a New Orleans high school. Scarborough participated in a volunteer building project Saturday, sponsored by Starbucks and the HandsOn Network as part of a national "Brewing Together Day of Service."

As part of the ongoing conversation about health care, Senator Landrieu succeeded in adding a provision to the 2,074-page Senate version of the health care bill. News reports have said that it could provide Louisiana between \$100 million and \$300 million in Medicaid funding in fiscal 2011 as a fix to FMAP. The Jindal administration has been lobbying the Administration for a change to their FMAP calculation, claiming that various disaster payments inflated income levels in the state. However, according to data, the disaster payments had little impact on the calculation.

On November 18, the first meeting of the Long Term Recovery Working Group took place at the White House. Secretaries Donovan and Napolitano chair the interagency group. Objectives and expectations for the Working Group were laid out and an update was provided on outreach efforts to date.

On November 19, Senator Landrieu met with Sally Ericsson of OMB and Nancy Sutley of the Council on Environmental Quality to discuss coastal restoration in Louisiana.

On November 23, the Southeast Louisiana Flood Protection Authority-East sponsored a levee summit in New Orleans at the Intercontinental Hotel. Senator Vitter, General Mike Walsh, Commander of the Mississippi Valley Division and Garret Graves from the State of Louisiana attended.

Negotiations between the Corps of Engineers and the State of Louisiana on the Project Partnership Agreement for permanent storm surge protection at the outfall canals are ongoing. Last week, the State delivered a signed version of the agreement to the Corps. However, the Corps has indicated that it is unable to execute the document as written. The Corps has stated that there will be a gap in protection during the 2014 hurricane season due to the delays in executing the agreement.

On Nov. 17, the staff of the Louisiana/Mississippi Gulf Coast Ecosystem Restoration Interagency Working Group met. The group received a briefing on the major studies on coastal restoration in Louisiana and the Mississippi Coastal Improvements Program in MS and discussed the upcoming trip to the region and the upcoming principal's meeting.

On November 14, the National Association of Free Clinics, the Louisiana Free Clinic Association and C.A.R.E.

(Communities Are Responding Everyday) operated a free one-day clinic in New Orleans. More than 400 medical personnel volunteered their time to care for individuals without health care insurance on a range of health-related issues.

On November 20, actress and New Orleans resident Sandra Bullock hosted a special premiere of her new film, "The Blind Side," at the Prytania Theater in New Orleans. The event raised money for Warren Easton Senior High School, a charter school in Mid-City.

On November 19, ARTDOCS, a non-profit which offers medical care to uninsured or underinsured full-time artists in New Orleans, held a live artwork auction to benefit their operations.

November 22 was the New Orleans Po-Boy Preservation Festival, which included live music, a cook-off, and of course a selection of the best po-boys in town. 40 vendors and thousands of people celebrated the city's trademark sandwich. This year's winner of Best of Show was the Shrimp Caminada Po Boy from Grand Isle restaurant. The fan favorite was NO Seafood and Hamburger's "Shrimpzilla" Po Boy. Proceeds from the festival went toward the Oak Street Association's work to promote, preserve, and revitalize Carrollton's historic Oak Street neighborhood and commercial corridor. A portion of proceeds will be used to fund grants for neighborhood organizations in the Carrollton area.

The New Orleans Saints won again on Sunday and are now 10-0.

This week, Federal Coordinator Janet Woodka traveled to New Orleans to meet with local officials and stakeholders including Chief Justice Kitty Kimball; Sheriff Marlin Gusman; LaToya Cantrell of Broadmoor Redevelopment CDC; Tim Williamson of the Idea Village; Michael Hecht of GNO Inc; Mary Lou Specha of Café Reconcile; Allison Plyer of GNO Data Center; Cathy Puett of HandsOn New Orleans; and Beth Galante of Global Green. All of the stakeholders were very complimentary of the Administration's efforts to date. There was a general sense that the Administration cares about the issues and is focused on solving problems.

Comings and Goings

Vice President Joe Biden committed in an August 24 New Orleans Times Picayune article that he would visit New Orleans after the President's trip, likely "just before the end of the year or just after the first of the year."

The Louisiana Mississippi Gulf Coast Ecosystem Interagency Working Group will likely visit Louisiana before the end of the year.

Forthcoming

A GAO report on Gulf Coast Rebuilding and housing issues in the Gulf Coast is expected to be issued in December.

On December 1-3, the Soros Foundation will hold its annual conference in New Orleans. As part of the conference, on Tuesday, December 1st, the Open Society Institute will host a conversation on criminal justice issues and challenges to open societies around the world between George Soros and the former Chief Judge of the Orleans Parish Criminal Court Calvin Johnson. Katy Reckdahl of the Times-Picayune will moderate the discussion. This event is by invitation only.

The Association of Levee Boards of Louisiana will meet in New Orleans on December 2 and 3

December 2 there will be a hearing on "Disaster Case Management: Developing a Comprehensive National Program Focused on Outcomes" before the Ad hoc Subcommittee on Disaster Recovery for the Senate Committee on Homeland Security and Governmental Affairs.

On December 4th, the House Government and Oversight Committee will hold a hearing on Hurricane Katrina and how the Administration is moving forward.

The Broadmoor Neighborhood will open a new Elementary School in January 2010. They have asked Michelle Obama to attend.

The National Fusion Center Conference will be held in New Orleans in February, 2010.

GNO Inc will hold its Annual Meeting March 4th, 2010 focusing on GNO Inc 2.0's transformation of a city. They are looking for a cabinet-level keynote speaker.

Idea Village is sponsoring a Social Entrepreneurship Week March 20th -27th, 2010 and is looking for federal participation.

In May, 2010, the inaugural World Delta Dialogue will be convened in the Mississippi River Delta - New Orleans, Louisiana.

On June 8 – 10, 2010 the Louisiana Office of Coastal Protection and Restoration, the US Army Corps of Engineers, the Coalition to Restore Coastal Louisiana and many others have partnered together to host the State of the Coast (SOC) Conference. The conference will consist of three full days of presentations by leading experts in concurrent

sessions, café and beignet sessions, keynote speakers, coastal policy plenary session, poster sessions and social networking opportunities focusing on implementing a sustainable coast for Louisiana.

Moira Whelan
Deputy, Office of the Federal Coordinator for Gulf Coast Rebuilding
202-325-0196

To: CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;"Lisa Jackson" [windsor.richard@epa.gov]; N=David McIntosh/OU=DC/O=USEPA/C=US@EPA;"Lisa Jackson" [windsor.richard@epa.gov]; Lisa Jackson" [windsor.richard@epa.gov]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA]
Cc: "Seth Oster" [oster.seth@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 11/25/2009 3:29:14 PM
Subject: Re: COP 15 -- Cabinet Participation Announcement
[Recovery Act](#)
[Efficiency Standard for Automobiles](#)
[Advancing Comprehensive Energy Legislation](#)
[Appliance Efficiency Standards](#)
[Offshore Energy Development](#)
[The Major Economies Forum \(MEF\)](#)
[Eliminating Fossil Fuel Subsidies](#)
[China](#)
[Mexico](#)
[Canada](#)
[Energy and Climate Partnership for the Americas](#)
[Phasing Down HFCs \(Hydrofluorocarbons\)](#)

So does that mean I won "Presidential Roulette?"

From: Allyn Brooks-LaSure
Sent: 11/25/2009 09:26 AM EST
To: David McIntosh; Lisa Heinzerling; "Jackson, Lisa P." <windsor.richard@epa.gov>; Bob Perciasepe; "Sussman, Bob" <sussman.bob@epa.gov>; "Fulton, Scott" <fulton.scott@epa.gov>; Gina McCarthy
Cc: "Oster, Seth" <Oster.Seth@epa.gov>; Adora Andy
Subject: Fw: COP 15 -- Cabinet Participation Announcement

MABL.

M. Allyn Brooks-LaSure
Office of the Administrator
U.S. Environmental Protection Agency
Cell: Personal Privacy

From: "Russell, Anthony L." Personal Privacy
Sent: 11/25/2009 09:09 AM EST
To: "Ashley, Matt Lee" <'Matt_lee-ashley@ios.doi.gov'>; "Brooks-LaSure, Allyn" <'Brooks-LaSure.Alyn@epamail.epa.gov'>; "Fendley, Edward J." { Personal Privacy } "Glunz, Christine M." { Personal Privacy } "Griffis, K" <'KGriffis@doc.gov'>; "Kobren, Ben"

<KobrenBM@state.gov>; "LaBolt, Benjamin" <[REDACTED] "Personal Privacy" Leistikow, Dan"
<'dan.leistikow@hq.doe.gov'>; "Mather, Chris" <'Chris.Mather@oc.usda.gov'>; "Reynolds, Christina"
[REDACTED] "Personal Privacy"
Cc: "Zichal, Heather R." [REDACTED] "Personal Privacy"
Subject: COP 15 -- Cabinet Participation Announcement

Good morning,

We anticipate this announcement going out this morning at about 1000 coincidental to a press gaggle by Gibbs, Browner and Froman. If you have any feedback, concerns please advise myself and Matt Lehrich.

Thanks,

Tony

THE WHITE HOUSE

Office of the Press Secretary

FOR IMMEDIATE RELEASE

November 25, 2009

Cabinet Secretaries and Top Administration Officials to Attend Copenhagen, Keynote Series of Events

Diverse, high-ranking delegation underscores commitment to American leadership on clean energy

WASHINGTON—Underscoring President Obama’s commitment to American leadership on clean energy, the White House today announced that a host of Cabinet secretaries and other top officials from across the Administration will travel to Copenhagen for the United Nations Climate Change Conference. Interior Secretary Ken Salazar, Agriculture Secretary Tom Vilsack, Commerce Secretary Gary Locke, Energy Secretary Steven Chu, and Environmental Protection Agency Administrator Lisa P. Jackson are all scheduled to attend, along with Council on Environmental Quality Chair Nancy Sutley, and Assistant to the President for Energy and Climate Change Carol Browner.

For the first time, the U.S. delegation will have a U.S. Center at the conference, providing a unique and interactive forum to share our story with the world. In addition to working with other countries to advance American interests, U.S. delegates will keynote a series of events highlighting actions by the Obama Administration to

provide domestic and global leadership in the transition to a clean energy economy. Topics will range from energy efficiency investments and global commitments to renewables policy and clean energy jobs. The following keynote events and speakers are currently scheduled:

- Wednesday, December 9th: Taking Action at Home, EPA Administrator Lisa P. Jackson
- Thursday, December 10th: New Energy Future: the role of public lands in clean energy production and carbon capture, Secretary of the Interior Ken Salazar
- Friday, December 11th: Clean Energy Jobs in a Global Marketplace, Commerce Secretary Gary Locke
- Monday, December 14th: Leading in Energy Efficiency and Renewables, Energy Secretary Steven Chu
- Tuesday, December 15th: Clean Energy Investments: creating opportunities for rural economies, Agriculture Secretary Tom Vilsack
- Thursday, December 17th: Backing Up International Agreement with Domestic Action, CEQ Chair Nancy Sutley and Assistant to the President Carol Browner

These events will underline the historic progress the Obama Administration has made to address climate change and create a new energy future. In addition to passage of the American Clean Energy and Security Act in the House of Representatives this summer, Administration officials will highlight an impressive resume of American action and accomplishments over the last 10 months, including:

DOMESTIC LEADERSHIP

- Recovery Act: The U.S. is investing more than \$80 billion in clean energy through its Recovery Act – including the largest-ever investment in renewable energy, which will double our generation of clean renewable energy like wind and solar in three years.
- Efficiency Standard for Automobiles: President Obama announced the first ever joint fuel economy/greenhouse gas emissions standards for cars and trucks in May. The new standards are projected to save 1.8 billion barrels of oil over the life of the program with a fuel economy gain averaging more than 5 percent per year and a reduction of approximately 900 million metric tons in greenhouse gas emissions.
- Advancing Comprehensive Energy Legislation: Passing comprehensive energy and climate legislation is a top priority for the Administration and significant progress has been made. In June, The U.S. House of Representatives passed the American Clean Energy and Security Act that will promote clean energy investments and lower U.S. greenhouse gas emissions more than 80 percent by 2050. The Senate continues to advance their efforts to pass comprehensive legislation and move the U.S. closer to a system of clean energy incentives that create new energy jobs, reduce our dependence on oil, and cut pollution.

- **Appliance Efficiency Standards:** The Obama Administration has forged more stringent energy efficiency standards for commercial and residential appliances like refrigerators and microwaves. This common sense approach makes improved efficiency a manufacturing requirement for the everyday appliances used in practically every home and business, resulting in a significant reduction in energy use. Altogether, about two dozen new energy efficiency standards will be completed in the next few years.
- **Offshore Energy Development:** Within the Administration's first 100 days, a new regulatory framework was established to facilitate the development of alternative energy projects in an economic and environmentally sound manner that allows us to tap into the vast energy potential of the Outer Continental Shelf (OCS). The National Renewable Energy Lab estimates that development of wind energy alone on the OCS may provide an additional 1,900 gigawatts of clean energy to the U.S.
- **Emissions Inventory Rule:** For the first time, the U.S. will catalogue greenhouse gas emissions from large emission sources – an important initial step toward measurable and transparent reductions.

INTERNATIONAL LEADERSHIP

- **The Major Economies Forum (MEF):** President Obama launched the MEF in March 2009, creating a new dialogue among developed and emerging economies to combat climate change and promote clean energy. At the July L'Aquila summit, MEF Leaders announced important new agreements to support the UN climate talks and launched a new Global Partnership to promote clean energy technologies.
- **Eliminating Fossil Fuel Subsidies:** The President spearheaded an agreement at the Pittsburgh G20 summit for all G20 nations to phase out their fossil fuel subsidies over the medium term and to work with other countries to do the same. Asia-Pacific Economic Cooperation nations followed the G20 lead at their summit in Singapore, expanding the number of countries committing to these subsidies. According to the International Energy Agency, this measure alone could reduce global greenhouse gas emissions 10 percent or more by 2050.
- **Bilateral Energy and Climate Partnerships:** The U.S. is accelerating its collaboration with China, India, Mexico, Canada and other key international partners to combat climate change, coordinate clean energy research and development, and support the international climate talks.
- **Energy and Climate Partnership for the Americas:** President Obama proposed a partnership with our neighbors in the western hemisphere to advance energy security and combat climate change. An early product of this cooperation is Chile's Renewable Energy Center, which receives technical support from the U.S. Department of Energy.

- Phasing Down HFCs (Hydrofluorocarbons): The U.S. joined Canada and Mexico in proposing to phase-down HFC emissions, a very potent greenhouse gas, in developed and developing countries under the Montreal Protocol. This represents a down payment of about 10% of the emission reductions necessary to cut global greenhouse gas emissions to half their current levels by 2050.

To: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 11/25/2009 5:21:51 PM
Subject: Re: discount rates - CLOSE HOLD - DO NOT FORWARD

Thx. Sadly, you called it. Hit equally hard on process and policy.

----- Original Message -----

From: Lisa Heinzerling
Sent: 11/25/2009 11:57 AM EST
To: Richard Windsor
Subject: Fw: discount rates - CLOSE HOLD - DO NOT FORWARD
I just spoke to Bob P. about this, but wanted to share it with you as well.

Deliberative

We are drafting a response raising points on both process and substance. Please let me know if you would like any more information.

(And happy thanksgiving.)

From: Wolverton, Maryann
Sent: Tuesday, November 24, 2009 7:53 PM
To: Sunstein, Cass R.; William.Pizer@do.treas.gov; Aldy, Joseph E.; 'Newell, Richard'; mcgartland.al@epa.gov
Cc: Greenstone, Michael B.
Subject: discount rates - CLOSE HOLD - DO NOT FORWARD

Hi all,

Deliberative

Thanks,

Ann

Ann Wolverton
Senior Economist, Energy & Environment
Council of Economic Advisers
395-6982

[attachment "discountrate_two options_112409_730pm.docx" deleted by Richard Windsor/DC/USEPA/US]

To: "Diane Thompson" [thompson.diane@epa.gov]; Lisa Heinzerling" [heinzerling.lisa@epa.gov]; Bob Sussman" [Sussman.bob@epa.gov]; Bob Perciasepe" [perciasepe.bob@epa.gov]; Allyn Brooks-Lasure" [Brooks-lasure.allyn@epa.gov]; Seth Oster" [oster.seth@epa.gov]; Ray Spears" [spears.ray@epa.gov]; Scott Fulton" [fulton.scott@epa.gov]; Craig Hooks" [Hooks.Craig@epamail.epa.gov]; Larry Elworth" [Elworth.Lawrence@epamail.epa.gov]; Arvin Ganesan" [ganesan.arvin@epa.gov]; David McIntosh" [mcintosh.david@epa.gov]; troman.gladys@epa.gov;"Aaron Dickerson" [dickerson.aaron@epa.gov]; Aaron Dickerson" [dickerson.aaron@epa.gov]; Heidi Ellis" [Ellis.Heidi@epamail.epa.gov]; Robert Goulding" [goulding.robert@epa.gov]; Eric Wachter" [wachter.eric@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 11/25/2009 5:42:14 PM
Subject: Thank You!

To the morning meeting crew,

I am eternally grateful and immeasurably proud of our little band. We have come quite a long way over these last 10 months. Thank you for the continuing journey. Lisa

To: "Gina (Sheila) McCarthy" [mccarthy.gina@epa.gov]
Cc: "Larry Elworth" [Elworth.Lawrence@epamail.epa.gov]; Seth Oster" [oster.seth@epa.gov]; David McIntosh" [mcintosh.david@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 11/25/2009 6:39:03 PM
Subject: FYI

Gina,

Pete Rouse spoke with Tom Buis and reports that Buis seems to be in a good place. As a result, I think you can expect that he will be a reassuring factor for industry and the Hill. You can also expect a good reaction to EPA's letter.

Tom also said good things about you. Suggest you continue to keep in regular contact as the process continues to unfold.

Happy Thanksgiving! Lisa

To: CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 11/30/2009 10:57:37 PM
Subject: Re: E 15 Letter to Growth Energy

Dd

----- Original Message -----

From: David McIntosh
Sent: 11/30/2009 05:45 PM EST
To: windsor.richard@epa.gov
Subject: Fw: E 15 Letter to Growth Energy

Administrator: Gina dated this today and sent it to Growth Energy tonight. We have notified Gov Hoeven's office. No word from him yet as to whether he would like to speak to you on the phone tomorrow. We are doing Hill notifications now. I have alerted my WH contacts. I recommend that you forward this to Pete Rouse. Tom Buis at Growth Energy tells Gina that he is doing a press conference at 10am tomorrow, and that his message will be measured and reasonably positive. --David

----- Forwarded by David McIntosh/DC/USEPA/US on 11/30/2009 05:43 PM -----

From: Ross Natoli/DC/USEPA/US
To: Seth Oster/DC/USEPA/US@EPA, David McIntosh/DC/USEPA/US@EPA, Lawrence Elworth/DC/USEPA/US@EPA, Margo Oge/DC/USEPA/US@EPA, Lori Stewart/DC/USEPA/US@EPA, Karl Simon/DC/USEPA/US@EPA, Josh Lewis/DC/USEPA/US@EPA, John Millett/DC/USEPA/US@EPA
Cc: Joseph Goffman/DC/USEPA/US@EPA, Janet McCabe/DC/USEPA/US@EPA, Don Zinger/DC/USEPA/US@EPA, Drew McConville/DC/USEPA/US@EPA, Gina McCarthy/DC/USEPA/US@EPA
Date: 11/30/2009 04:53 PM
Subject: E 15 Letter to Growth Energy

Please see the attached letter to Growth Energy.

[attachment "Letter to Growth Energy [11-30-09].pdf" deleted by Richard Windsor/DC/USEPA/US]

Ross Natoli
Special Assistant to the Assistant Administrator
Office of Air and Radiation
U.S. Environmental Protection Agency
ARN Room 5406 E
(202) 564-2768
Natoli.Ross@epa.gov

To: CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;"Lisa Jackson" [windsor.richard@epa.gov]; Lisa Jackson" [windsor.richard@epa.gov]
Cc: "ellis heidi" [ellis.heidi@epa.gov]; Robert Goulding" [goulding.robert@epa.gov]; Heidi Ellis" [Ellis.Heidi@epamail.epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 12/1/2009 1:10:21 AM
Subject: Re: meeting with Senator Kerry

Tx David. Heidi - Sounds like the right approach.

----- Original Message -----

From: David McIntosh
Sent: 11/30/2009 08:06 PM EST
To: windsor.richard@epa.gov
Cc: ellis.heidi@epa.gov; goulding.robert@epa.gov
Subject: meeting with Senator Kerry

Hi Administrator,

I spoke to Senator Kerry's climate staffer, Kathleen Frangione. She said that she thought Senator Kerry would be interested in meeting with you about EPA's pivotal role in reducing GHG emissions from the US transportation sector. Kathleen is certain, however, that it would be impossible to schedule a meeting before you leave town later this week. Then you'll be in Copenhagen all of the following week. Then Senator Kerry is hoping to be in Copenhagen as much the week after that as possible. So we are really talking about the possibility of you meeting with Senator Kerry in the first half of the week of December 21. If you're amenable, I recommend that you ask Heidi to contact Senator Kerry's scheduler, put that possibility on his or her radar screen (Heidi could reference my conversation with Kathleen), and tell him or her that we'll be back in touch the week of December 14 to try to nail it down. I'm sorry that it's not going to be possible to make the meeting happen any earlier.

-David

To: CN=Charles Imohiosen/OU=DC/O=USEPA/C=US@EPA[]
Cc: "Diane Thompson" [thompson.diane@epa.gov]; Bob Sussman" [Sussman.bob@epa.gov]
Bcc: "Gina (Sheila) McCarthy" [mccarthy.gina@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 12/1/2009 1:45:37 AM
Subject: Re: Cash for Caulkers

Charles,

Deliberative

Lisa

----- Original Message -----

From: Charles Imohiosen
Sent: 11/30/2009 06:48 PM EST
To: Richard Windsor
Cc: Robert Goulding; Bob Sussman
Subject: Cash for Caulkers

Administrator,

I write to provide you with a status update on the Cash for Caulkers program. I just got off the phone with Nikki Buffa at CEQ. She indicated that she attended a meeting last Wednesday at the EEOB with Jody Freeman from Carol Browner's staff, NEC staff, and DOE staff (including former EPAer Kathleen Hogan) about the Cash for Caulkers proposal. During the meeting, OECC apparently presented a powerpoint which indicated that DOE and EPA would potentially be responsible for jointly implementing aspects of the program. I find it odd that EPA was not informed about this meeting, particularly in light of the two lengthy telephone conversations we have had with Jody Freeman in which we provided her advice about the proposal. Nikki also mentioned that Jody professed surprise that EPA was working on a proposal independent of DOE. On the bright side, Nikki indicated that the discussions seemed to be very preliminary, and that the WH may be less interested in the proposal if they learn that the job creation opportunities are likely to be far fewer than has been indicated in the Home Star proposal. Finally, Nikki indicated that Terrell McSweeney in the VP's Office (who is running the Recovery Through Retrofit effort) is unhappy that the WH has been pursuing these efforts outside of the Recovery Through Retrofit context.

In a separate conversations, I spoke with a friend of mine from law school, who is one of the two Deputy Directors for Cabinet Affairs.

Deliberative

Deliberative

Regards,

Charles

Charles Imohiosen
Office of the Administrator
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460
(202) 564-9025

To: CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 12/1/2009 1:47:30 AM
Subject: Re: Checking in....

Tx

----- Original Message -----

From: Seth Oster
Sent: 11/30/2009 04:54 PM EST
To: Richard Windsor
Subject: Checking in....

Hi. I know things are moving fast, and since we haven't crossed paths today, I wanted to check in to see if you need anything.

David told me about the Messina mtg -- too bad about the other, but this meeting may allow you to speak more openly about the issues on your mind. I also just came from a WH meeting on Copenhagen, per my other email, and think there are some issues we'll have to work through in our briefing tomorrow - but all good. Gina has sent me, Larry and David a final on the new version of the E15 letter -- she signed it, so I assume you talked and gave her that OK (my last communication with her on that was that it should probably be signed by her, but that you needed to look at it before deciding). Growth Energy is doing a press conference at 10 am tomorrow, which we expect will be neutral if not positive towards us, and David is starting Hill outreach now, and I think Larry is doing Ag outreach now too. We're also getting the letter to DOE now.

We have a mtg tomorrow and I'll talk to you then about the 40th issues we emailed about this weekend, as well as the response letter to Randy Huffman, which now seems close to finally being done. '

Again, let me know if you need anything. I'm here late tonight.

Seth

Seth Oster
Associate Administrator
Office of Public Affairs
Environmental Protection Agency
(202) 564-1918
oster.seth@epa.gov

To: CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Barbara Bennett/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]
Bcc: []
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 12/2/2009 6:26:10 PM
Subject: *Confidential: Re: Confidential OW budget response

Thanks for the prompt response Pete.

Deliberative

From: Peter Silva/DC/USEPA/US
To: Bob Perciasepe/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Barbara Bennett/DC/USEPA/US@EPA, Richard Windsor/DC/USEPA/US@EPA
Date: 12/02/2009 01:04 PM
Subject: Confidential OW budget response

Deliberative

Deliberative

Possible Solution:

Deliberative

Peter S. Silva
Assistant Administrator
Environmental Protection Agency
Office of Water
Telephone: (202) 564-5700
FAX: (202) 564-0488

Mailing Address: 1200 Pennsylvania Ave., NW, Mail Code 4101M, Washington, DC 20460-0001

Physical/FedEx/Courier Address: 1201 Constitution Ave., NW, Rm. 3219 EPA East Building, Washington, DC 20004-3302

To: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Bob
Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Diane
Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[];
N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Diane
Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[];
N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Scott
Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]
Bcc: []
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 12/2/2009 6:26:39 PM
Subject: Re: Happy Birthday EPA!

Jack Benny young!

From: Lisa Heinzerling/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Bob
Sussman/DC/USEPA/US@EPA, Scott Fulton/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA
Date: 12/02/2009 01:24 PM
Subject: Happy Birthday EPA!

EPA was established 39 years ago today.

We're young!

To: CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA[]; N=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
Bcc: []
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 12/2/2009 6:27:01 PM
Subject: Fw: Happy Birthday EPA!

----- Forwarded by Richard Windsor/DC/USEPA/US on 12/02/2009 01:26 PM -----

From: Lisa Heinzerling/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Scott Fulton/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA
Date: 12/02/2009 01:24 PM
Subject: Happy Birthday EPA!

EPA was established 39 years ago today.

We're young!

To: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Diane
Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[];
N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Scott
Fulton/OU=DC/O=USEPA/C=US@EPA[]; N=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 12/2/2009 6:55:48 PM
Subject: Re: Happy Birthday EPA!

The 2nd employee hired.

----- Original Message -----

From: Bob Perciasepe
Sent: 12/02/2009 01:54 PM EST
To: Lisa Heinzerling
Cc: Bob Sussman; Diane Thompson; Richard Windsor; Scott Fulton
Subject: Re: Happy Birthday EPA!
I wonder who called the first meeting?

Bob Perciasepe
US EPA
Office of the Administrator
1200 Pennsylvania Ave., ARN
(o)202 564 2410
(c) **Personal Privacy**

From: Lisa Heinzerling/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Bob
Sussman/DC/USEPA/US@EPA, Scott Fulton/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA
Date: 12/02/2009 01:24 PM
Subject: Happy Birthday EPA!

EPA was established 39 years ago today.

We're young!

To: "Peter Silva" [Silva.Peter@epamail.epa.gov]
Cc: CN=Barbara Bennett/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 12/2/2009 7:23:12 PM
Subject: Re: *Confidential: Re: Confidential OW budget response

Deliberative

----- Original Message -----

From: Peter Silva
Sent: 12/02/2009 02:07 PM EST
To: Richard Windsor
Cc: Barbara Bennett; Bob Perciasepe; Diane Thompson
Subject: Re: *Confidential: Re: Confidential OW budget response

Deliberative

Peter S. Silva
Assistant Administrator
Environmental Protection Agency
Office of Water
Telephone: (202) 564-5700
FAX: (202) 564-0488

Mailing Address: 1200 Pennsylvania Ave., NW, Mail Code 4101M, Washington, DC 20460-0001

Physical/FedEx/Courier Address: 1201 Constitution Ave., NW, Rm. 3219 EPA East Building, Washington, DC 20004-3302

From: Richard Windsor/DC/USEPA/US
To: Peter Silva/DC/USEPA/US@EPA
Cc: Barbara Bennett/DC/USEPA/US@EPA, Bob Perciasepe/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA
Date: 12/02/2009 01:26 PM
Subject: *Confidential: Re: Confidential OW budget response

Thanks for the prompt response Pete.

Deliberative

From: Peter Silva/DC/USEPA/US

To: Bob Perciasepe/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Barbara Bennett/DC/USEPA/US@EPA, Richard Windsor/DC/USEPA/US@EPA

Date: 12/02/2009 01:04 PM

Subject: Confidential OW budget response

Deliberative

Deliberative

Deliberative

Peter S. Silva
Assistant Administrator
Environmental Protection Agency
Office of Water
Telephone: (202) 564-5700
FAX: (202) 564-0488

Mailing Address: 1200 Pennsylvania Ave., NW, Mail Code 4101M, Washington, DC 20460-0001

Physical/FedEx/Courier Address: 1201 Constitution Ave., NW, Rm. 3219 EPA East Building, Washington, DC 20004-3302

To: "Orszag, Peter R." [Personal Privacy]
Bcc: "Heidi Ellis" [Ellis.Heidi@epamail.epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 12/2/2009 11:12:52 PM
Subject: Re: Am I right in assuming

I think one on one is best for the initial discussion.

----- Original Message -----

From: "Orszag, Peter R." [Personal Privacy]
Sent: 12/02/2009 06:08 PM EST
To: Richard Windsor
Subject: RE: Am I right in assuming

The one on coal?

If so, I had been planning for a broader group but happy to do one-on-one if you'd like

-----Original Message-----

From: Windsor.Richard@epamail.epa.gov
[mailto:Windsor.Richard@epamail.epa.gov]
Sent: Wednesday, December 02, 2009 6:08 PM
To: Orszag, Peter R.
Subject: Am I right in assuming

Our Monday mtg is one on one? Lisa

To: "Diane Thompson" [Personal Privacy] N=Robert
Goulding/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Barbara
Bennett/OU=DC/O=USEPA/C=US@EPA[]; N=Barbara
Bennett/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Thur 12/3/2009 12:51:18 PM
Subject: Re: passback response

Looks good so far. Give it that refinement and let er rip when you and Bob are comfortable. Tx.

From: [Personal Privacy]
Sent: 12/02/2009 11:21 PM EST
To: Richard Windsor; Robert Goulding
Cc: Bob Perciasepe; Barbara Bennett
Subject: passback response

Lisa,

below is the current draft ltr. I am sending ltr and attachment in 2 emails so it won't be too big to open. I think this is strong on content, but it needs to be refined a bit in tone and presentation. We will work on that but thought you might want to look at this before takeoff. We will have the revised version for you by the time you get to the hotel.

Safe travels....

Deliberative

Deliberative

To: CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Thur 12/3/2009 6:20:03 PM
Subject: Re: Membership to EPA's Environmental Financial Advisory Board

I sent exploratory emails to 3 folks. Got nothing back. Thanks for checking. Lj

----- Original Message -----

From: Diane Thompson
Sent: 11/24/2009 05:05 PM EST
To: Richard Windsor
Subject: Fw: Membership to EPA's Environmental Financial Advisory Board
At one point you thought you might have folks you wanted to suggest for this. any thoughts?

Diane E. Thompson
Chief of Staff
U. S. Environmental Protection Agency
202-564-6999

----- Forwarded by Diane Thompson/DC/USEPA/US on 11/24/2009 05:04 PM -----

From: Pamela Scott/DC/USEPA/US
To: Craig Hooks/DC/USEPA/US@EPA, Gina McCarthy/DC/USEPA/US@EPA, Scott
Fulton/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Lisa Heinzerling/DC/USEPA/US@EPA,
David McIntosh/DC/USEPA/US@EPA, Gina McCarthy/DC/USEPA/US@EPA, Cynthia Giles-
AA/DC/USEPA/US@EPA, Linda Travers/DC/USEPA/US@EPA, Scott Fulton/DC/USEPA/US@EPA, Bill
Roderick/OIG/USEPA/US@EPA, Michelle DePass/DC/USEPA/US@EPA, Steve Owens/DC/USEPA/US@EPA,
Susan Biro/DC/USEPA/US@EPA, Peter Grevatt/DC/USEPA/US@EPA, Karen
Higginbotham/DC/USEPA/US@EPA, Rafael Deleon/DC/USEPA/US@EPA, Eric
Wachter/DC/USEPA/US@EPA, Jeanettel Brown/DC/USEPA/US@EPA, Vanessa Vu/DC/USEPA/US@EPA, Ira
Leighton/R1/USEPA/US@EPA, George Pavlou/R2/USEPA/US@EPA, William Early/R3/USEPA/US, Bharat
Mathur/R5/USEPA/US@EPA, Lawrence Starfield/R6/USEPA/US@EPA, William
Rice/RGAD/R7/USEPA/US@EPA, Carol Rushin/R8/USEPA/US@EPA, Laura Yoshii/R9/USEPA/US@EPA,
Michelle Pirzadeh/R10/USEPA/US@EPA
Cc: Shela Poke-Williams/DC/USEPA/US@EPA, Carla Veney/DC/USEPA/US@EPA, Stephanie
Washington/DC/USEPA/US@EPA, Sherry Stewart/DC/USEPA/US@EPA, Carolyn Inge/DC/USEPA/US@EPA,
Rhonda Robinson/DC/USEPA/US@EPA, Kimberly Wheeler/DC/USEPA/US@EPA, Teri
Porterfield/RTP/USEPA/US@EPA, Linda Huffman/DC/USEPA/US@EPA, Davetta
Byfield/DC/USEPA/US@EPA, Carla Veney/DC/USEPA/US@EPA, Kim Rawls/OIG/USEPA/US@EPA, Heidi
Ellis/DC/USEPA/US@EPA, Lynda Garland/DC/USEPA/US@EPA, Maria Whiting-Beale/DC/USEPA/US@EPA,
CatherineM Davis/DC/USEPA/US@EPA, Stephanie McCoy/DC/USEPA/US@EPA, Brian
Hope/DC/USEPA/US@EPA, Julie Taitt/DC/USEPA/US@EPA, Angela Nugent/DC/USEPA/US@EPA, Regina
Bixby/R1/USEPA/US@EPA, Nancy Beck/R2/USEPA/US@EPA, Janice Donlon/R3/USEPA/US@EPA, Shwanda
Mayo/R5/USEPA/US@EPA, Joyce Runyan/R6/USEPA/US@EPA, Julia Cacho/R7/USEPA/US@EPA, Shirley
Kelley/RA/R8/USEPA/US@EPA, Abigail Gaudario/R9/USEPA/US@EPA, Barbara
Gutierrez/DC/USEPA/US@EPA
Date: 11/24/2009 03:02 PM
Subject: Membership to EPA's Environmental Financial Advisory Board

Good Afternoon,

Although the deadline has passed, if you have candidates that are interested and are a good fit for the EFAB Board, please feel free to have them submit the requested information included in the Federal Register Notice for consideration.

The U.S. Environmental Protection Agency (EPA) invites nominations of qualified candidates to be considered for appointments to fill vacancies on the Environmental Financial Advisory Board. Please review the Federal Register Notice below, for consideration. Feel free to contact me if you have any questions.

[attachment "EFABFederalRegister102009.pdf" deleted by Richard Windsor/DC/USEPA/US]

Pamela R. Scott, EFAB Membership Coordinator
Center for Environmental Finance
Office of the Chief Financial Officer
Phone: 202-564-6368
Fax: 202-565-2587

To: "Peter Orszag" [Personal Privacy]
Cc: "Diane Thompson" [thompson.diane@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Thur 12/3/2009 6:20:47 PM
Subject: Monday Mtg Redux

Peter,

I've been thinking more about how to best use our time next week.

I appreciate you taking the lead on addressing these issues since, as you know, they are time-sensitive. I now realize that because of Copenhagen, my time in DC is somewhat limited over the next 2 weeks and I don't want to be a cause for delay. I need a bit of time one on one with you but also think we need a larger group for a fuller discussion that will keep the process moving forward.

So I would like to propose that you and I meet alone for the first 15 minutes and then we invite others (I suggest Romer, Sunstein, Guzy, Stanislaus, Heinzerling and Sussman) to join us. We should also consider inviting Jody Freeman from OECC to join since there is some overlap between these issues and their portfolio.

Does this work? Sorry for the semi-reversal. Lisa

To: CN=Lawrence Elworth/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Thur 12/3/2009 6:20:55 PM
Subject: Re: idea for 2010

Thanks Larry. I like your idea. Of course, the devil is in finding the money in the current budget climate. I wonder if we could consider partnering with a few A&T colleges/universities on this? If that might work, you could talk to Jeanette Brown to see what she thinks might make sense. The EE program has little funding and statutory limits on future funds. But I think talking to Ruth McCullough or her deputy might turn up some existing programs that we could leverage. I'm not sure about OEJ. Do you mind doing a little legwork on this? Tx.

----- Original Message -----

From: Lawrence Elworth
Sent: 12/01/2009 08:34 PM EST
To: Richard Windsor
Subject: Fw: idea for 2010

Lisa - I just want to pass this on to you - I don't know yet exactly how it fits into what we need to do but there was something that felt good in thinking it through. Larry

Lawrence Elworth
Agricultural Counselor to the Administrator
U. S. Environmental Protection Agency
2415 Ariel Rios North
202 564-1530

----- Forwarded by Lawrence Elworth/DC/USEPA/US on 12/01/2009 08:31 PM -----

From: Lawrence Elworth/DC/USEPA/US
To: Bob Perciasepe/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA
Date: 12/01/2009 08:31 PM
Subject: idea for 2010

Deliberative

Priority idea for 2010

Rural communities, which often are incredibly dependent on the natural environment and often have environments that most need protecting, are also the areas in which those environments are often most at risk or easily imperiled. Many rural areas lack capacity, resources, or knowledge to enact conservation or environmental protection measures; they are often relatively poor or experience high unemployment

so that that exploitation of the environment is seen as the only viable economic engine; for many of these communities environmental justice is a serious issue*.

One solution to consider is using environmental education, an existing program that could help create the knowledge base and capacity to deal effectively with environmental problems in rural areas. An effort could be piloted in one region (my suggestion, of course would be in the southeast in Region 4) that would support the development and staffing of environmental sciences and education programs in rural areas (jobs); support local environmental education and demonstration efforts using local groups - school, church and civic groups to undertake local environmental projects (community involvement and EJ); and build environmental constituencies in rural communities that can support sustainability (energy, clean water,).

Environmental education could serve as the catalyst for leveraging private and local public resources as well as other resources from federal agencies. It would involve an increase in EE funds and probably a broadening of the grant mechanism but is entirely doable – and it could be piloted and then scaled up. If done right it could have a big effect on the rural environment, create good jobs, stronger communities and protect important environmental resources.

*These communities are also places that, though generally conservative, turned out greater than anticipated for the President in 2008

Lawrence Elworth
Agricultural Counselor to the Administrator
U. S. Environmental Protection Agency
2415 Ariel Rios North
202 564-1530

To: "Heidi Ellis" [Ellis.Heidi@epamail.epa.gov]
Cc: "Bob Sussman" [Sussman.bob@epa.gov]; Mathy Stanislaus" [stanislaus.mathy@epa.gov]; Lisa Heinzerling" [heinzerling.lisa@epa.gov]; Diane Thompson" [thompson.diane@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Thur 12/3/2009 6:53:04 PM
Subject: Fw: Monday Mtg Redux

Heidi,

Please work with Peter's office to confirm the times for the 15 minutes one on one and the 45 minute group mtg. Assume we will keep the same time slot on Monday.

Please also confirm that Peter's office will handle the invites for Romer, Sunstein, Guzy and Freeman. Tx.

----- Original Message -----

From: "Orszag, Peter R." [REDACTED] **Personal Privacy**
Sent: 12/03/2009 01:25 PM EST
To: Richard Windsor
Cc: Diane Thompson
Subject: Re: Monday Mtg Redux

Sure

----- Original Message -----

From: Windsor.Richard@epamail.epa.gov <Windsor.Richard@epamail.epa.gov>
To: Orszag, Peter R.
Cc: Diane Thompson <thompson.diane@epa.gov>
Sent: Thu Dec 03 13:20:47 2009
Subject: Monday Mtg Redux

Peter,

I've been thinking more about how to best use our time next week.

I appreciate you taking the lead on addressing these issues since, as you know, they are time-sensitive. I now realize that because of Copenhagen, my time in DC is somewhat limited over the next 2 weeks and I don't want to be a cause for delay. I need a bit of time one on one with you but also think we need a larger group for a fuller discussion that will keep the process moving forward.

So I would like to propose that you and I meet alone for the first 15 minutes and then we invite others (I suggest Romer, Sunstein, Guzy, Stanislaus, Heinzerling and Sussman) to join us. We should also consider inviting Jody Freeman from OECC to join since there is some overlap between these issues and their portfolio.
Does this work? Sorry for the semi-reversal. Lisa

To: CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]; N=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Thur 12/3/2009 7:46:55 PM
Subject: Re: Major MTM Op-ED by Byrd
20 states
one quarter
62,500
22,000
group of coal state Democrats
significant investments

Wow. Leadership.

What paper?

----- Original Message -----

From: Arvin Ganesan

Sent: 12/03/2009 02:35 PM EST

To: Richard Windsor; Diane Thompson; Bob Sussman; Peter Silva; Seth Oster

Subject: Major MTM Op-ED by Byrd

This is a major development.

COAL MUST EMBRACE THE FUTURE

Senator Robert C. Byrd (D-W.Va.)

For more than 100 years, coal has been the backbone of the Appalachian economy. Even today, the economies of more than 20 states depend to some degree on the mining of coal. About half of all the electricity generated in America and about one quarter of all the energy consumed globally is generated by coal.

Change is no stranger to the coal industry. Think of the huge changes which came with the onset of the Machine Age in the late 1800's. Mechanization has increased coal production and revenues, but also has eliminated jobs, hurting the economies of coal communities. In 1979, there were 62,500 coal miners in the Mountain State. Today there are about 22,000. In recent years, West Virginia has seen record high coal production and record low coal employment.

And change is undeniably upon the coal industry again. The increased use of mountaintop removal mining means that fewer miners are needed to meet company production goals. Meanwhile the Central Appalachian coal seams that remain to be mined are becoming thinner and more costly to mine. Mountaintop removal mining, a declining national demand for energy, rising mining costs and erratic spot market prices all add up to fewer jobs in the coal fields.

These are real problems. They affect real people. And West Virginia's elected officials are rightly concerned about jobs and the economic impact on local communities. I share those concerns. But the time has come to have an open and honest dialogue about coal's future in West Virginia.

Let's speak the truth. The most important factor in maintaining coal-related jobs is demand for coal. Scapegoating and stoking fear among workers over the permitting process is counter-productive.

Coal companies want a large stockpile of permits in their back pockets because that implies stability to potential investors. But when coal industry representatives stir up public anger toward federal regulatory agencies, it can damage the state's ability to work with those agencies to West Virginia's benefit. This, in turn, may create the perception of ineffectiveness within the industry, which can drive potential investors away.

Let's speak a little more truth here. No deliberate effort to do away with the coal industry could ever succeed in Washington because there is no available alternative energy supply that could immediately supplant the use of coal for base load power generation in America. That is a stubborn fact that vexes some in the environmental community, but it is reality.

It is also a reality that the practice of mountaintop removal mining has a diminishing constituency in Washington. It is not a widespread method of mining, with its use confined to only three states. Most members of Congress, like most Americans, oppose the practice, and we may not yet fully understand the effects of mountaintop removal mining on the health of our citizens. West Virginians may demonstrate anger toward the Environmental Protection Agency (EPA) over mountaintop removal mining, but we risk the very probable consequence of shouting ourselves out of any productive dialogue with EPA and our adversaries in the Congress.

Some have even suggested that coal state representatives in Washington should block any advancement of national health care reform legislation until the coal industry's demands are met by the EPA. I believe that the notion of holding the health care of over 300 million Americans hostage in exchange for a handful of coal permits is beyond foolish; it is morally indefensible. It is a non-starter, and puts the entire state of West Virginia and the coal industry in a terrible light.

To be part of any solution, one must first acknowledge a problem. To deny the mounting science of climate change is to stick our heads in the sand and say "deal me out." West Virginia would be much smarter to stay at the table.

The 20 coal-producing states together hold some powerful political cards. We can have a part in shaping energy policy, but we must be honest brokers if we have any prayer of influencing coal policy on looming issues important to the future of coal like hazardous air pollutants, climate change, and federal dollars for investments in clean coal technology.

Most people understand that America cannot meet its current energy needs without coal, but there is strong bi-partisan opposition in Congress to the mountaintop removal method of mining it. We have our work cut out for us in finding a prudent and profitable middle ground – but we will not reach it by using fear mongering, grandstanding and outrage as a strategy. As your United States Senator, I must represent the opinions and the best interests of the entire Mountain State, not just those of coal operators and southern coalfield residents who may be strident supporters of mountaintop removal mining.

I have spent the past six months working with a group of coal state Democrats in the Senate, led by West Virginia native Senator Tom Carper (D-Del.), drafting provisions to assist the coal industry in more easily transitioning to a lower-carbon economy. These include increasing funding for clean coal projects and easing emission standards and timelines, setting aside billions of dollars for coal plants that install new technology and continue using coal. These are among the achievable ways coal can continue its major role in our national energy portfolio. It is the best way to step up to the challenge and help lead change.

The truth is that some form of climate legislation will likely become public policy because most American voters want a healthier environment. Major coal-fired power plants and coal operators operating in West Virginia have wisely already embraced this reality, and are making significant investments to prepare.

The future of coal and indeed of our total energy picture lies in change and innovation. In fact, the future of American industrial power and our economic ability to compete globally depends on our ability to advance energy technology.

The greatest threats to the future of coal do not come from possible constraints on mountaintop removal mining or other environmental regulations, but rather from rigid mindsets, depleting coal reserves, and the declining demand for coal as more power plants begin shifting to biomass and natural gas as a way to reduce emissions.

Fortunately, West Virginia has a running head-start as an innovator. Low-carbon and renewable energy projects are already under development in West Virginia, including: America's first integrated carbon capture and sequestration project on a conventional coal-fired power plant in Mason County; the largest wind power facility in the eastern United States; a bio-fuel refinery in Nitro; three large wood pellet plants in Fayette, Randolph, and Gilmer Counties; and major dams capable of generating substantial electricity.

Change has been a constant throughout the history of our coal industry. West Virginians can choose to anticipate change and adapt to it, or resist and be overrun by it. One thing is clear. The time has arrived for the people of the Mountain State to think long and hard about which course they want to choose.

###

ARVIN R. GANESAN
Deputy Associate Administrator
Congressional Affairs
Office of the Administrator
United States Environmental Protection Agency
Ganesan.Arvin@epa.gov
(p) 202.564.5200
(f) 202.501.1519

To: CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Thur 12/3/2009 7:49:17 PM
Subject: Re: Senator Byrd editorial on coal
20 states
one quarter
62,500
22,000
group of coal state Democrats
significant investments
(embedded image)

The arc of history bends toward justice ... Provided there is leadership.

----- Original Message -----

From: Allyn Brooks-LaSure
Sent: 12/03/2009 02:48 PM EST
To: Richard Windsor; Scott Fulton; Bob Perciasepe; Bob Sussman; Diane Thompson; Seth Oster; David McIntosh; Arvin Ganesan; Lisa Heinzerling
Cc: Adora Andy
Subject: Senator Byrd editorial on coal
Wow.

M. Allyn Brooks-LaSure | Deputy Associate Administrator for Public Affairs

U.S. Environmental Protection Agency | Office of the Administrator

Phone: 202-564-8368 | Email: brooks-lasure.allyn@epa.gov

COAL MUST EMBRACE THE FUTURE

Senator Robert C. Byrd (D-W.Va.)

For more than 100 years, coal has been the backbone of the Appalachian economy. Even today, the economies of more than 20 states depend to some degree on the mining of coal. About half of all the electricity generated in America and about one quarter of all the energy consumed globally is generated by coal.

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Most people understand that America cannot meet its current energy needs without coal, but there is strong bi-partisan opposition in Congress to the mountaintop removal method of mining it. We have our work cut out for us in finding a prudent and profitable middle ground – but we will not reach it by using fear mongering, grandstanding and outrage as a strategy. As your United States Senator, I must represent the opinions and the best interests of the entire Mountain State, not just those of coal operators and southern coalfield residents who may be strident supporters of mountaintop removal mining.

I have spent the past six months working with a group of coal state Democrats in the Senate, led by West Virginia native Senator Tom Carper (D-Del.), drafting provisions to assist the coal industry in more easily transitioning to a lower-carbon economy. These include increasing funding for clean coal projects and easing emission standards and timelines, setting aside billions of dollars for coal plants that install new technology and continue using coal. These

are among the achievable ways coal can continue its major role in our national energy portfolio. It is the best way to step up to the challenge and help lead change.

The truth is that some form of climate legislation will likely become public policy because most American voters want a healthier environment. Major coal-fired power plants and coal operators operating in West Virginia have wisely already embraced this reality, and are making significant investments to prepare.

The future of coal and indeed of our total energy picture lies in change and innovation. In fact, the future of American industrial power and our economic ability to compete globally depends on our ability to advance energy technology.

The greatest threats to the future of coal do not come from possible constraints on mountaintop removal mining or other environmental regulations, but rather from rigid mindsets, depleting coal reserves, and the declining demand for coal as more power plants begin shifting to biomass and natural gas as a way to reduce emissions.

Fortunately, West Virginia has a running head-start as an innovator. Low-carbon and renewable energy projects are already under development in West Virginia, including: America's first integrated carbon capture and sequestration project on a conventional coal-fired power plant in Mason County; the largest wind power facility in the eastern United States; a bio-fuel refinery in Nitro; three large wood pellet plants in Fayette, Randolph, and Gilmer Counties; and major dams capable of generating substantial electricity.

Change has been a constant throughout the history of our coal industry. West Virginians can choose to anticipate change and adapt to it, or resist and be overrun by it. One thing is clear. The time has arrived for the people of the Mountain State to think long and hard about which course they want to choose.

###

Christine M. Glunz
Director of Communications
White House Council on Environmental Quality
Personal Privacy

News From _____ U.S. Senator
Robert C. Byrd
West Virginia
Phone (202) 224-3904

To: CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Thur 12/3/2009 7:49:25 PM
Subject: Re: Major MTM Op-ED by Byrd
20 states
one quarter
62,500
22,000
group of coal state Democrats
significant investments

Wow!

----- Original Message -----

From: Arvin Ganesan
Sent: 12/03/2009 02:48 PM EST
To: Richard Windsor
Cc: Bob Sussman; Diane Thompson; Peter Silva; Seth Oster
Subject: Re: Major MTM Op-ED by Byrd
No paper yet. He just released it to all media outlets in WV.

ARVIN R. GANESAN
Deputy Associate Administrator
Congressional Affairs
Office of the Administrator
United States Environmental Protection Agency
Ganesan.Arvin@epa.gov
(p) 202.564.5200
(f) 202.501.1519

From: Richard Windsor/DC/USEPA/US
To: Arvin Ganesan/DC/USEPA/US@EPA, Diane Thompson/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA, Peter Silva/DC/USEPA/US@EPA, Seth Oster/DC/USEPA/US@EPA
Date: 12/03/2009 02:46 PM
Subject: Re: Major MTM Op-ED by Byrd

Wow. Leadership.

What paper?

----- Original Message -----

From: Arvin Ganesan
Sent: 12/03/2009 02:35 PM EST
To: Richard Windsor; Diane Thompson; Bob Sussman; Peter Silva; Seth Oster
Subject: Major MTM Op-ED by Byrd
This is a major development.

COAL MUST EMBRACE THE FUTURE

Senator Robert C. Byrd (D-W.Va.)

For more than 100 years, coal has been the backbone of the Appalachian economy. Even today, the economies of more than 20 states depend to some degree on the mining of coal. About half of all the electricity generated in America and about one quarter of all the energy consumed globally is generated by coal.

Change is no stranger to the coal industry. Think of the huge changes which came with the onset of the Machine Age in the late 1800's. Mechanization has increased coal production and revenues, but also has eliminated jobs, hurting the economies of coal communities. In 1979, there were 62,500 coal miners in the Mountain State. Today there are about 22,000. In recent years, West Virginia has seen record high coal production and record low coal employment.

And change is undeniably upon the coal industry again. The increased use of mountaintop removal mining means that fewer miners are needed to meet company production goals. Meanwhile the Central Appalachian coal seams that remain to be mined are becoming thinner and more costly to mine. Mountaintop removal mining, a declining national demand for energy, rising mining costs and erratic spot market prices all add up to fewer jobs in the coal fields.

These are real problems. They affect real people. And West Virginia's elected officials are rightly concerned about jobs and the economic impact on local communities. I share those concerns. But the time has come to have an open and honest dialogue about coal's future in West Virginia.

Let's speak the truth. The most important factor in maintaining coal-related jobs is demand for coal. Scapegoating and stoking fear among workers over the permitting process is counter-productive.

Coal companies want a large stockpile of permits in their back pockets because that implies stability to potential investors. But when coal industry representatives stir up public anger toward federal regulatory agencies, it can damage the state's ability to work with those agencies to West Virginia's benefit. This, in turn, may create the perception of ineffectiveness within the industry, which can drive potential investors away.

Let's speak a little more truth here. No deliberate effort to do away with the coal industry could ever succeed in Washington because there is no available alternative energy supply that could immediately supplant the use of coal for base load power generation in America. That is a stubborn fact that vexes some in the environmental community, but it is reality.

It is also a reality that the practice of mountaintop removal mining has a diminishing constituency in Washington. It is not a widespread method of mining, with its use confined to only three states. Most members of Congress, like most Americans, oppose the practice, and we may not yet fully understand the effects of mountaintop removal mining on the health of our citizens. West Virginians may demonstrate anger toward the Environmental Protection Agency (EPA) over mountaintop removal mining, but we risk the very probable consequence of shouting ourselves out of any productive dialogue with EPA and our adversaries in the Congress.

Some have even suggested that coal state representatives in Washington should block any advancement of national health care reform legislation until the coal industry's demands are met by the EPA. I believe that the notion of holding the health care of over 300 million Americans hostage in exchange for a handful of coal permits is beyond foolish; it is morally indefensible. It is a non-starter, and puts the entire state of West Virginia and the coal industry in a terrible light.

To be part of any solution, one must first acknowledge a problem. To deny the mounting science of climate change is to stick our heads in the sand and say "deal me out." West Virginia would be much smarter to stay at the table.

The 20 coal-producing states together hold some powerful political cards. We can have a part in shaping energy policy, but we must be honest brokers if we have any prayer of influencing coal policy on looming issues important to the future of coal like hazardous air pollutants, climate change, and federal dollars for investments in clean coal technology.

Most people understand that America cannot meet its current energy needs without coal, but there is strong bi-partisan opposition in Congress to the mountaintop removal method of mining it. We have our work cut out for us in finding a prudent and profitable middle ground – but we will not reach it by using fear mongering, grandstanding and outrage as a strategy. As your United States Senator, I must represent the opinions and the best interests of the entire Mountain State, not just those of coal operators and southern coalfield residents who may be strident supporters of mountaintop removal mining.

I have spent the past six months working with a group of coal state Democrats in the Senate, led by West Virginia native Senator Tom Carper (D-Del.), drafting provisions to assist the coal industry in more easily transitioning to a lower-carbon economy. These include increasing funding for clean coal projects and easing emission standards and timelines, setting aside billions of dollars for coal plants that install new technology and continue using coal. These are among the achievable ways coal can continue its major role in our national energy portfolio. It is the best way to step up to the challenge and help lead change.

The truth is that some form of climate legislation will likely become public policy because most American voters want a healthier environment. Major coal-fired power plants and coal operators operating in West Virginia have wisely already embraced this reality, and are making significant investments to prepare.

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Fortunately, West Virginia has a running head-start as an innovator. Low-carbon and renewable energy projects are already under development in West Virginia, including: America's first integrated carbon capture and sequestration project on a conventional coal-fired power plant in Mason County; the largest wind power facility in the eastern United States; a bio-fuel refinery in Nitro; three large wood pellet plants in Fayette, Randolph, and Gilmer Counties; and major dams capable of generating substantial electricity.

Change has been a constant throughout the history of our coal industry. West Virginians can choose to anticipate change and adapt to it, or resist and be overrun by it. One thing is clear. The time has arrived for the people of the Mountain State to think long and hard about which course they want to choose.

###

ARVIN R. GANESAN
Deputy Associate Administrator
Congressional Affairs
Office of the Administrator
United States Environmental Protection Agency
Ganesan.Arvin@epa.gov
(p) 202.564.5200
(f) 202.501.1519

To: "Lisa Heinzerling" [heinzerling.lisa@epa.gov]
Cc: "Diane Thompson" [thompson.diane@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Thur 12/3/2009 9:50:34 PM
Subject: Bad News

Lisa,

I'm sorry but we have been ordered to reduce our delegation by 8. Michelle has cut folks, I have exed out Rob and 1 security detail member, Gina will eat the rest. I would like to request that you not go. Gina has already cut out folks who were only doing side events. And I do want to maximize the number of her and Ichelle's hard working staff who go to present there. Let me know if you have concerns. Tx. Lj

To: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Thur 12/3/2009 11:00:45 PM
Subject: Re: Bad News

Thank you! Me too.

----- Original Message -----

From: Lisa Heinzerling
Sent: 12/03/2009 05:34 PM EST
To: Richard Windsor
Cc: "Diane Thompson" <thompson.diane@epa.gov>
Subject: Re: Bad News

No problem. I'm disappointed, but I understand.

----- Original Message -----

From: Richard Windsor
Sent: 12/03/2009 04:50 PM EST
To: "Lisa Heinzerling" <heinzerling.lisa@epa.gov>
Cc: "Diane Thompson" <thompson.diane@epa.gov>
Subject: Bad News

Lisa,

I'm sorry but we have been ordered to reduce our delegation by 8. Michelle has cut folks, I have exed out Rob and 1 security detail member, Gina will eat the rest. I would like to request that you not go. Gina has already cut out folks who were only doing side events. And I do want to maximize the number of her and Michelle's hard working staff who go to present there. Let me know if you have concerns. Tx. Lj

To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 12/4/2009 2:11:26 PM
Subject: Re: To keep in mind as we chew on arsenic, formaldehyde, TCE, dioxins etc.
[May 21 memo](#)
[interagency comments](#)
[Stephenson told EPW](#)

Bravo Bob. The staff have done the work but you have been at the helm. We need to ensure continued pace. Well done.

----- Original Message -----

From: Bob Sussman

Sent: 12/04/2009 08:44 AM EST

To: Richard Windsor; Bob Perciasepe; Arvin Ganesan; Seth Oster; Diane Thompson; Lisa Heinzerling

Subject: To keep in mind as we chew on arsenic, formaldehyde, TCE, dioxins etc.

IRIS Makes Progress

The Government Accountability Office (GAO) says that EPA is making "real progress" on improvements to the Integrated Risk Information System (IRIS), the agency's chemical risk assessment database, while cautioning that the process for review chemicals still takes too long.

GAO's John Stephenson, speaking at a Dec. 2 Senate Environment & Public Works (EPW) committee hearing on chemicals management reform, said the agency's recent draft risk assessment of the ubiquitous solvent trichloroethylene (TCE) provided a "first test" of the recently reformed IRIS process, adding that the revised process "looks very promising" at accelerating reviews. EPA Administrator Lisa Jackson announced the changes in a May 21 memo.

Stephenson said that key changes to the process include the fact that the TCE review interagency comments, including those from the White House Office of Management & Budget (OMB), were posted online for the public. "That's real progress in terms of transparency and science from the old process that it replaced," according to his testimony. "We're encouraged by that whole risk assessment process, but we still think that it takes too long."

In interagency comments on the agency's draft TCE study, OMB suggests a second review of the chemical assessment by the National Academies of Science, while the Defense Department and National Aeronautics & Space Administration question the draft's finding that TCE is a human carcinogen.

Stephenson added that GAO has offered recommendations on “how that process can be streamlined” in the office's reports on IRIS. GAO also listed IRIS on a government-wide list of “high-risk” programs in a March 2008 report. In July this year, Stephenson told EPW that, “if effectively implemented, the new process would be largely responsive to the recommendations” made by GAO in its report.

Still, an industry source contends that the TCE assessment is the “poster child” for what continues to be wrong with the IRIS process, because many in industry do not have confidence in the science EPA is using in the assessment. The source says the greater transparency in the process is good, “but we still don't have a product.”

Robert M. Sussman

Senior Policy Counsel to the Administrator

Office of the Administrator

US Environmental Protection Agency

To: CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;"Bob Perciasepe" [perciasepe.bob@epa.gov]; Bob Perciasepe" [perciasepe.bob@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Sat 12/5/2009 4:33:16 AM
Subject: Re: Attendance of Lisa Feldt @ Senior Policy meetings

I say yes cuz we need the political deputies to be part of our team. Bob - ypu agree? Diane?

----- Original Message -----
From: Diane Thompson
Sent: 12/04/2009 10:01 PM EST
To: Richard Windsor; "Bob Perciasepe" <perciasepe.bob@epa.gov>
Subject: Fw: Attendance of Lisa Feldt @ Senior Policy meetings
I mentioned this earlier and here is the first request. We need to dev a policy. Dep at this pnt incld rob, janet, nancy and lisa. Eventually all AA's will hv one. I think if we r going to say no we will need to reconsider current participation and lmt mtg more to sen pol staff (excl rob, eric, wyatt, chris, heidi, sarah, arvin, etc.) We can discuss next wk.

----- Original Message -----
From: Mathy Stanislaus
Sent: 12/04/2009 04:46 PM EST
To: Diane Thompson
Subject: Attendance of Lisa Feldt @ Senior Policy meetings
What's the general rule re: attendance of the political deputy @ the Senior Policy Meetings?

To: CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Sat 12/5/2009 5:00:44 AM
Subject: Re: Attendance of Lisa Feldt @ Senior Policy meetings

Why are u awake???

----- Original Message -----

From: Diane Thompson

Sent: 12/04/2009 11:40 PM EST

To: Richard Windsor; "Bob Perciasepe" <perciasepe.bob@epa.gov>

Subject: Re: Attendance of Lisa Feldt @ Senior Policy meetings

No prob here. Changes character of mtg a bit but these folk likely will be doing some heavy lftg and they need to get to know u.

----- Original Message -----

From: Richard Windsor

Sent: 12/04/2009 11:33 PM EST

To: Diane Thompson; "Bob Perciasepe" <perciasepe.bob@epa.gov>

Subject: Re: Attendance of Lisa Feldt @ Senior Policy meetings

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From: Mathy Stanislaus

Sent: 12/04/2009 04:46 PM EST

To: Diane Thompson

Subject: Attendance of Lisa Feldt @ Senior Policy meetings

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To: CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Sat 12/5/2009 5:43:44 AM
Subject: Re: Attendance of Lisa Feldt @ Senior Policy meetings

Personal Privacy

----- Original Message -----

From: Diane Thompson
Sent: 12/05/2009 12:05 AM EST
To: Richard Windsor
Subject: Re: Attendance of Lisa Feldt @ Senior Policy meetings

Personal Privacy

Have a safe trip. Get some rest when u get back. Everything can keep till monday.

----- Original Message -----

From: Richard Windsor
Sent: 12/05/2009 12:00 AM EST
To: Diane Thompson
Subject: Re: Attendance of Lisa Feldt @ Senior Policy meetings
Why are u awake???

----- Original Message -----

From: Diane Thompson
Sent: 12/04/2009 11:40 PM EST
To: Richard Windsor; "Bob Perciasepe" <perciasepe.bob@epa.gov>
Subject: Re: Attendance of Lisa Feldt @ Senior Policy meetings
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From: Mathy Stanislaus

Sent: 12/04/2009 04:46 PM EST

To: Diane Thompson

Subject: Attendance of Lisa Feldt @ Senior Policy meetings

What's the general rule re: attendance of the political deputy @ the Senior Policy Meetings?

To: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;"Lisa Jackson" [windsor.richard@epa.gov]; Lisa Jackson" [windsor.richard@epa.gov]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Sat 12/5/2009 4:53:16 PM
Subject: Re: SCC - rather urgent

And where are (or would be) Gina's folks on this?

----- Original Message -----

From: Lisa Heinzerling

Sent: 12/05/2009 11:46 AM EST

To: "Lisa Jackson" <windsor.richard@epa.gov>; Bob Perciasepe

Subject: SCC - rather urgent

Deliberative

Thank you. I'm at home [Personal Privacy](#) if you want to talk

To: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;"Lisa Jackson" [windsor.richard@epa.gov]; Lisa Jackson" [windsor.richard@epa.gov]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Sat 12/5/2009 5:01:39 PM
Subject: Re: SCC - rather urgent

I defer to Bob since he has been much more intimately involved here. Let me know if you 2 need me. Tx.

----- Original Message -----

From: Lisa Heinzerling

Sent: 12/05/2009 11:59 AM EST

To: Richard Windsor; "Lisa Jackson" <Windsor.Richard@epa.gov>; Bob Perciasepe

Subject: Re: SCC - rather urgent

Deliberative

----- Original Message -----

From: Richard Windsor

Sent: 12/05/2009 11:53 AM EST

To: Lisa Heinzerling; "Lisa Jackson" <windsor.richard@epa.gov>; Bob Perciasepe

Subject: Re: SCC - rather urgent

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From: Lisa Heinzerling

Sent: 12/05/2009 11:46 AM EST

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Subject: SCC - rather urgent

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To: CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Adora
Andy/OU=DC/O=USEPA/C=US@EPA;CN=Gina
McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;"Lisa Jackson" [windsor.richard@epa.gov];
N=Adora Andy/OU=DC/O=USEPA/C=US@EPA;CN=Gina
McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;"Lisa Jackson" [windsor.richard@epa.gov]; N=Gina
McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;"Lisa Jackson" [windsor.richard@epa.gov]; N=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;"Lisa Jackson" [windsor.richard@epa.gov]; Lisa
Jackson" [windsor.richard@epa.gov]; N=Bob
Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane
Thompson/OU=DC/O=USEPA/C=US@EPA;"Bob Sussman" [Sussman.bob@epa.gov]; N=Diane
Thompson/OU=DC/O=USEPA/C=US@EPA;"Bob Sussman" [Sussman.bob@epa.gov]; Bob
Sussman" [Sussman.bob@epa.gov]; Seth Oster" [oster.seth@epa.gov]; Allyn Brooks-Lasure"
[Brooks-lasure.allyn@epa.gov]; Arvin Ganesan" [ganesan.arvin@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Sat 12/5/2009 8:33:42 PM
Subject: Re: WSJ: EPA Poised to Declare CO2 a Public Danger

Always my assumption. God forbid they let us have a moment without their brand.

----- Original Message -----

From: David McIntosh

Sent: 12/05/2009 03:27 PM EST

To: Adora Andy; Gina McCarthy; Lisa Heinzerling; "Richard Windsor" <windsor.richard@epa.gov>; Bob
Perciasepe; Diane Thompson; "Bob Sussman" <sussman.bob@epa.gov>; "Seth Oster"
<oster.seth@epa.gov>; "Allyn Brooks-LaSure" <brooks-lasure.allyn@epa.gov>; "Arvin Ganesan"
<ganesan.arvin@epa.gov>

Subject: Re: WSJ: EPA Poised to Declare CO2 a Public Danger

The story seems to indicate that it was "White House officials" meeting with "Two people close to the
matter" "earlier this week" that caused this story. In other words, White House employees caused this
story to happen.

----- Original Message -----

From: Adora Andy

Sent: 12/05/2009 03:22 PM EST

To: Gina McCarthy; Lisa Heinzerling; "Richard Windsor" <windsor.richard@epa.gov>; Bob Perciasepe;
Diane Thompson; "Bob Sussman" <sussman.bob@epa.gov>; David McIntosh; "Seth Oster"
<oster.seth@epa.gov>; "Allyn Brooks-LaSure" <brooks-lasure.allyn@epa.gov>; "Arvin Ganesan"
<ganesan.arvin@epa.gov>

Subject: WSJ: EPA Poised to Declare CO2 a Public Danger

EPA Poised to Declare CO2 a Public Danger

By IAN TALLEY

WASHINGTON--The U.S. Environmental Protection Agency will early next week, possibly as soon as
Monday, officially declare carbon dioxide a public danger, a trigger that could mean regulation for
emitters across the economy, according to several people close to the matter. Such an "endangerment"
decision is necessary for the EPA to move ahead early next year with new emission standards for cars. EPA
Administrator Lisa Jackson has said it could also mean large emitters such as power stations, cement kilns,
crude-oil refineries and chemical plants would have to curb their greenhouse gas output. The
announcement would also give President Barack Obama and his climate envoy negotiating leverage at a
global climate summit starting next week in Copenhagen, Denmark and increase pressure on Congress to

pass a climate bill that would modify the price of polluting. While environmentalists celebrate EPA's authority to regulate greenhouse gases, it has caused many large emitters to cringe at the potential costs of compliance. According to a preliminary endangerment finding published in April, EPA scientists fear that man-made carbon dioxide and other greenhouse gases are contributing to a warming of the global climate. Senior EPA officials said in November the agency would likely make a final decision in December around the time of the summit. Joe Mendelson, Global Warming Policy Director for National Wildlife Federation, said the endangerment decision, would happen at "absolutely the right time." "With House legislation passed, a bipartisan Senate bill in the works, and strong EPA action a virtual certainty, the president goes to Copenhagen with a very strong hand to play," Mr. Mendelson said. The EPA declaration would also ratchet up the pressure on U.S. lawmakers to pass legislation that analysts say would cut emissions in a more economically efficient way. Although the House has passed a climate bill, movement of similar legislation in the Senate has faced much more resistance and passage becomes more difficult in an election year. The EPA's Ms. Jackson and President Obama's energy and climate czar Carol Browner have said they would prefer Congress to take action but are prepared to move ahead in the absence of lawmakers crafting their own law. Industry experts say the Clean Air Act--under which the EPA is making its endangerment finding--was designed to regulate more regional and localized air pollution, and would be a much more blunt tool than Congress could craft. Critics, such as the U.S. Chamber of Commerce, say the endangerment declaration could spark a cascade of litigation and regulation that could harm the economy. The EPA, meanwhile, says it would regulate in a sensible way. The agency has already moved forward on two rules that would guide regulation of greenhouse-gas emissions, primarily through a proposal to set the threshold level at 25,000 tons a year and requiring such large emitters to report their emissions. If the EPA decided to move ahead with emission regulations for stationary sources such as utilities, new rules would likely be in place by 2012 and could set stringent emission standards to require firms to install the best available technology. Two people close to the matter who met with White House officials earlier this week said one change between the proposed endangerment finding issued earlier this year and the final announcement expected next week is the inclusion of the potential cost to society of no emission regulations.

To: CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Adora
Andy/OU=DC/O=USEPA/C=US@EPA;CN=Gina
McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;"Lisa Jackson" [windsor.richard@epa.gov];
N=Adora Andy/OU=DC/O=USEPA/C=US@EPA;CN=Gina
McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;"Lisa Jackson" [windsor.richard@epa.gov]; N=Gina
McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;"Lisa Jackson" [windsor.richard@epa.gov]; N=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA;"Lisa Jackson" [windsor.richard@epa.gov]; Lisa
Jackson" [windsor.richard@epa.gov]; N=Bob
Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane
Thompson/OU=DC/O=USEPA/C=US@EPA;"Bob Sussman" [Sussman.bob@epa.gov]; N=Diane
Thompson/OU=DC/O=USEPA/C=US@EPA;"Bob Sussman" [Sussman.bob@epa.gov]; Bob
Sussman" [Sussman.bob@epa.gov]; Seth Oster" [oster.seth@epa.gov]; Allyn Brooks-Lasure"
[Brooks-lasure.allyn@epa.gov]; Arvin Ganesan" [ganesan.arvin@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Sat 12/5/2009 8:40:49 PM
Subject: Re: WSJ: EPA Poised to Declare CO2 a Public Danger

More balanced than expected but this will allow the editorial writers to be extra over the top tomorrow or Monday.

----- Original Message -----

From: David McIntosh

Sent: 12/05/2009 03:27 PM EST

To: Adora Andy; Gina McCarthy; Lisa Heinzerling; "Richard Windsor" <windsor.richard@epa.gov>; Bob Perciasepe; Diane Thompson; "Bob Sussman" <sussman.bob@epa.gov>; "Seth Oster" <oster.seth@epa.gov>; "Allyn Brooks-LaSure" <brooks-lasure.allyn@epa.gov>; "Arvin Ganesan" <ganesan.arvin@epa.gov>

Subject: Re: WSJ: EPA Poised to Declare CO2 a Public Danger

The story seems to indicate that it was "White House officials" meeting with "Two people close to the matter" "earlier this week" that caused this story. In other words, White House employees caused this story to happen.

----- Original Message -----

From: Adora Andy

Sent: 12/05/2009 03:22 PM EST

To: Gina McCarthy; Lisa Heinzerling; "Richard Windsor" <windsor.richard@epa.gov>; Bob Perciasepe; Diane Thompson; "Bob Sussman" <sussman.bob@epa.gov>; David McIntosh; "Seth Oster" <oster.seth@epa.gov>; "Allyn Brooks-LaSure" <brooks-lasure.allyn@epa.gov>; "Arvin Ganesan" <ganesan.arvin@epa.gov>

Subject: WSJ: EPA Poised to Declare CO2 a Public Danger

EPA Poised to Declare CO2 a Public Danger

By IAN TALLEY

WASHINGTON--The U.S. Environmental Protection Agency will early next week, possibly as soon as Monday, officially declare carbon dioxide a public danger, a trigger that could mean regulation for emitters across the economy, according to several people close to the matter. Such an "endangerment" decision is necessary for the EPA to move ahead early next year with new emission standards for cars. EPA Administrator Lisa Jackson has said it could also mean large emitters such as power stations, cement kilns, crude-oil refineries and chemical plants would have to curb their greenhouse gas output. The announcement would also give President Barack Obama and his climate envoy negotiating leverage at a

global climate summit starting next week in Copenhagen, Denmark and increase pressure on Congress to pass a climate bill that would modify the price of polluting. While environmentalists celebrate EPA's authority to regulate greenhouse gases, it has caused many large emitters to cringe at the potential costs of compliance. According to a preliminary endangerment finding published in April, EPA scientists fear that man-made carbon dioxide and other greenhouse gases are contributing to a warming of the global climate. Senior EPA officials said in November the agency would likely make a final decision in December around the time of the summit. Joe Mendelson, Global Warming Policy Director for National Wildlife Federation, said the endangerment decision, would happen at "absolutely the right time." "With House legislation passed, a bipartisan Senate bill in the works, and strong EPA action a virtual certainty, the president goes to Copenhagen with a very strong hand to play," Mr. Mendelson said. The EPA declaration would also ratchet up the pressure on U.S. lawmakers to pass legislation that analysts say would cut emissions in a more economically efficient way. Although the House has passed a climate bill, movement of similar legislation in the Senate has faced much more resistance and passage becomes more difficult in an election year. The EPA's Ms. Jackson and President Obama's energy and climate czar Carol Browner have said they would prefer Congress to take action but are prepared to move ahead in the absence of lawmakers crafting their own law. Industry experts say the Clean Air Act--under which the EPA is making its endangerment finding--was designed to regulate more regional and localized air pollution, and would be a much more blunt tool than Congress could craft. Critics, such as the U.S. Chamber of Commerce, say the endangerment declaration could spark a cascade of litigation and regulation that could harm the economy. The EPA, meanwhile, says it would regulate in a sensible way. The agency has already moved forward on two rules that would guide regulation of greenhouse-gas emissions, primarily through a proposal to set the threshold level at 25,000 tons a year and requiring such large emitters to report their emissions. If the EPA decided to move ahead with emission regulations for stationary sources such as utilities, new rules would likely be in place by 2012 and could set stringent emission standards to require firms to install the best available technology. Two people close to the matter who met with White House officials earlier this week said one change between the proposed endangerment finding issued earlier this year and the final announcement expected next week is the inclusion of the potential cost to society of no emission regulations.

To: CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Sun 12/6/2009 3:52:38 PM
Subject: Re: FINAL remarks for Monday

I would like to call Sierra, NRDC, Jessy Tolkan, and maybe Env America.

From: Seth Oster
Sent: 12/06/2009 10:46 AM EST
To: Richard Windsor
Subject: Re: FINAL remarks for Monday

Absolutely. As a small example, it was good to note Pershing's remarks in the AP story on the email controversy that I just sent around. You may also know that Gina worked with OMB and they gave minor edits on Friday.

And I also just sent an email to some on the senior team asking everyone to consider who we need to contact in the morning within sister agencies, NGOs, etc to give them a heads up on the formal announcement.. Most know it's coming either through Friday's leaks or the previous notifications during the inter agency process. But some formal notice is warranted and will earn EPA good will. You should consider any Principals or CEOs you want to reach out to late morning -- or if your time doesn't allow for it, who you want the rest of us to contact with a message on your behalf.

From: Richard Windsor
Sent: 12/06/2009 10:13 AM EST
To: Seth Oster
Subject: Re: FINAL remarks for Monday

Got it. Just sent an email but I do, in fact, want to do further review before we finalize these remarks. In addition, it is incumbent on us to wait til the late night previews of tomorrow's press in case we want to modify remarks at the last minute to respond to issues. Lj

From: Seth Oster
Sent: 12/06/2009 10:11 AM EST
To: Richard Windsor
Cc: David McIntosh

Subject: Re: FINAL remarks for Monday

Good morning. To add to this, just FYI.....today we will be giving the WH the key press materials for tomorrow -- except your remarks, as you have not reviewed them and will not be giving us input to them until tomorrow prior to the event.

Seth

From: Michael Moats
Sent: 12/06/2009 09:21 AM EST
To: Richard Windsor
Cc: Seth Oster; "Brendan Gilfillan" <gilfillan.brendan@epa.gov>
Subject: Fw: FINAL remarks for Monday

LPJ -- final talking points for tomorrow. These are similar to the draft in the book but incorporate edits from McIntosh, Gina and Lisa H.

From: michael moats
Sent: 12/06/2009 09:18 AM EST
To: Michael Moats
Subject: FINAL remarks for Monday

Personal Privacy

To: "Peter Orszag" [Personal Privacy]
Cc: "Sally Ericsson" [Personal Privacy]
Bcc: "Bob Perciasepe" [Perciasepe.Bob@epamail.epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 12/7/2009 5:35:00 PM
Subject: Bob Perciasepe will follow up with Sally E per our conversation. I am off to Copenhagen right after press conference and may miss her.

To: "Ericsson, Sally C." [Personal Privacy]
Cc: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]
Bcc: []
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 12/7/2009 6:27:00 PM
Subject: RE: Bob Perciaseppe will follow up with Sally E per our conversation. I am off to Copenhagen right after press conference and may miss her.

Bob is wheels up to New Orleans. Assuming it can wait til later or tomorrow . If not, Diane Thompson is around. Tx.

From: "Ericsson, Sally C." [Personal Privacy]
To: Richard Windsor/DC/USEPA/US@EPA, "Orszag, Peter R." [Personal Privacy]
Date: 12/07/2009 12:45 PM
Subject: RE: Bob Perciaseppe will follow up with Sally E per our conversation. I am off to Copenhagen right after press conference and may miss her.

Lisa,

I called Bob this morning -- we'll connect today.

Sally

-----Original Message-----

From: Windsor.Richard@epamail.epa.gov
[mailto:Windsor.Richard@epamail.epa.gov]
Sent: Monday, December 07, 2009 12:35 PM
To: Orszag, Peter R.
Cc: Ericsson, Sally C.
Subject: Bob Perciaseppe will follow up with Sally E per our conversation. I am off to Copenhagen right after press conference and may miss her.

To: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]
Cc: []
Bcc: []
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 12/7/2009 6:59:22 PM
Subject: Re: Bob Perciasepe will follow up with Sally E per our conversation. I am off to Copenhagen right after press conference and may miss her.

talk to Diane first to hear about my conversation with Peter

From: Bob Perciasepe/DC/USEPA/US
To: Richard Windsor/DC/USEPA/US@EPA
Date: 12/07/2009 01:33 PM
Subject: Re: Bob Perciasepe will follow up with Sally E per our conversation. I am off to Copenhagen right after press conference and may miss her.

Lisa

Sally and I will connect today.

Thanks.
Bob Perciasepe
Office of the Administrator
(o)202 564 4711
(c) **Personal Privacy**

----- Original Message -----

From: Richard Windsor
Sent: 12/07/2009 01:27 PM EST
To: "Ericsson, Sally C." <**Personal Privacy**>
Cc: Bob Perciasepe; Diane Thompson
Subject: RE: Bob Perciasepe will follow up with Sally E per our conversation. I am off to Copenhagen right after press conference and may miss her.
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To: Richard Windsor/DC/USEPA/US@EPA, "Orszag, Peter R." <**Personal Privacy**>
Date: 12/07/2009 12:45 PM
Subject: RE: Bob Perciasepe will follow up with Sally E per our conversation. I am off to Copenhagen right after press conference and may miss her.

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I called Bob this morning -- we'll connect today.

Sally

-----Original Message-----

From: Windsor.Richard@epamail.epa.gov

[mailto:Windsor.Richard@epamail.epa.gov]

Sent: Monday, December 07, 2009 12:35 PM

To: Orszag, Peter R.

Cc: Ericsson, Sally C.

Subject: Bob Perciaseppe will follow up with Sally E per our conversation. I am off to Copenhagen right after press conference and may miss her.

To: CN=Adora Andy/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 12/7/2009 10:10:02 PM
Subject: Re: ENDANGERMENT ANNOUNCEMENT TALLIES

Wow!

----- Original Message -----

From: Adora Andy
Sent: 12/07/2009 04:34 PM EST
To: Richard Windsor; Seth Oster; Allyn Brooks-LaSure; Bob Perciasepe; Diane Thompson; Bob Sussman;
Gina McCarthy; Lisa Heinzerling; Stephanie Owens
Cc: Brendan Gilfillan; Betsaida Alcantara; Michael Moats; Shira Sternberg
Subject: ENDANGERMENT ANNOUNCEMENT TALLIES
REPORTERS ON TELEPHONE:
58

NUMBER OF PEOPLE STREAMING ON EPA.GOV:
2445

REPORTERS AT THE PRESS CONFERENCE:
Over 30 media outlets, including 13 TV cameras

COMMENTS ON FACEBOOK:
33 so far

Adora Andy
Press Secretary
U.S. Environmental Protection Agency
Office of Public Affairs
202-564-2715
andy.adora@epa.gov

To: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 12/9/2009 6:29:00 AM
Subject: Re: Congratulations

I wish all of us were here. There aren't many times we get to be the hero. Tx.

----- Original Message -----

From: Bob Perciasepe
Sent: 12/08/2009 07:50 PM EST
To: Richard Windsor
Subject: Congratulations

Hi Lisa. I wanted to add my congratulations on the GHG finding and announcement and the reception in Copenhagen.

I am so proud of all of us and to be working with you.

Bob
Bob Perciasepe
Office of the Administrator
(o)202 564 4711
(c) Personal Privacy

To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Thur 12/10/2009 5:22:33 PM
Subject: Re: Briefing on Interstate Air Rule

Yes

----- Original Message -----

From: Bob Sussman
Sent: 12/10/2009 12:20 PM EST
To: Richard Windsor
Cc: Heidi Ellis; Gina McCarthy; Diane Thompson
Subject: Briefing on Interstate Air Rule

Deliberative

If we go ahead on this basis, the briefing is definitely worth your time. I hope that's ok.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

To: CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Thur 12/10/2009 10:42:59 PM
Subject: Re: Statement by the Press Secretary on the Comprehensive Energy Framework Announced by Senators Kerry, Lieberman, and Graham

Agreed.

----- Original Message -----

From: David McIntosh

Sent: 12/10/2009 05:39 PM EST

To: windsor.richard@epa.gov

Subject: Fw: Statement by the Press Secretary on the Comprehensive Energy Framework Announced by Senators Kerry, Lieberman, and Graham

Notwithstanding the fact that they have made no real headway -- and, indeed, in light of the fact that they have made no real headway -- it was wise and helpful for the three of them nevertheless to make up a document to release jointly. During the pendency of the Copenhagen conference, the mere appearance of US domestic momentum is itself helpful. But the fact remains that the document that the three of them just released is not a description of a bill. It's not even a list of concrete legislative principles. Rather, it's merely a collection of very broad ideals.

----- Original Message -----

From: Adora Andy

Sent: 12/10/2009 04:16 PM EST

To: Richard Windsor; Bob Sussman; Bob Perciasepe; Diane Thompson; Gina McCarthy; Lisa Heinzerling; David McIntosh; Arvin Ganesan

Cc: Seth Oster; Allyn Brooks-LaSure

Subject: Statement by the Press Secretary on the Comprehensive Energy Framework Announced by Senators Kerry, Lieberman, and Graham
FYI...

THE WHITE HOUSE

Office of the Press Secretary

FOR IMMEDIATE RELEASE

December 10, 2009

Statement by the Press Secretary on the Comprehensive Energy Framework Announced by Senators Kerry, Lieberman, and Graham

Today, Senators Kerry, Lieberman and Graham took another significant step in the effort to pass comprehensive energy reform with the release of their legislative framework. The President believes this is a positive development towards reaching a strong, unified and bipartisan agreement in the U.S. Senate.

Over the last 11 months, the Obama Administration has made historic strides in building a clean energy economy, creating new American jobs and reducing US dependence on foreign oil. From robust domestic actions including historic investments in clean energy to sustained international engagement to encourage countries around the world to reduce their carbon emissions, the President has established a new energy foundation. The passage of comprehensive energy legislation is essential to that effort.

In a demonstration of the growing consensus surrounding the need to reform our energy economy, the President heard from CEOs yesterday who told him that passing clean energy legislation and supporting an international accord to reduce emissions will strengthen our economy and enhance our competitiveness.

The President looks forward to working with the Senate and signing comprehensive energy and climate legislation as soon as possible.

##

To: "Gina (Sheila) McCarthy" [mccarthy.gina@epa.gov]
Cc: "Bob Perciasepe" [Perciasepe.Bob@epamail.epa.gov]; Bob Sussman"
[Sussman.bob@epa.gov]; Lisa Heinzerling" [heinzerling.lisa@epa.gov]
Bcc: "Diane Thompson" [detincc@aol.com]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Thur 12/10/2009 11:55:42 PM
Subject: Immediate reactions

Gina,

Thx for the briefing today. Its obvious your folks are working hard. I am exhausted now but I already know I have several questions regarding timing and policy decisions, particularly on the NOx issue. Is there someone you want me to follow up with next week or should I wait for you?

Thanks and travel safely. Lisa

To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 12/11/2009 1:44:26 AM
Subject: Re: Florida Nutrient Criteria proposal

Thanks Bob. Pete - this is a high priority for you. I would like a briefing. Lisa

----- Original Message -----

From: Bob Sussman
Sent: 12/10/2009 08:29 PM EST
To: Richard Windsor; Arvin Ganesan; Peter Silva; Diane Thompson; Lisa Heinzerling; Bob Perciasepe; Seth Oster; Allyn Brooks-LaSure; Sarah Pallone
Subject: Florida Nutrient Criteria proposal
Larry and I were briefed today by OW about EPA's proposed numeric nutrient criteria for Florida's inland water. This is an important and controversial proposal that is moving on a fast track.

We are obligated under a consent decree to propose the criteria by January 14, 2009. This consent decree stemmed from a formal determination by the previous OW AA that numeric nutrient criteria for Florida are "necessary" under Section 303 of the Act. In turn, that determination followed years of data-gathering and discussion between EPA and Florida DEP. There is no doubt that nutrient-related water quality impairment in Florida is extensive and well-documented but other states are not far behind. There are now few states with numeric nutrient limits (the Chesapeake Bay states are among them). Environmental groups, however, are pushing hard for numeric criteria across the country.

Development of the criteria has high visibility with the agricultural sector in Florida, local governments and the Congressional delegation. Other states and environmental groups are watching closely. Initially FDEP started its own rulemaking process but decided to defer to EPA when we entered into the consent decree. Technical discussions between EPA and the State have continued on an intensive basis and there is agreement between FDEP and EPA on some elements of the draft criteria. Other issues such as downstream protection standards, remain sharply disputed, however.

Deliberative

I would suggest that we get OCIR and OPA closely working with R4 and OW to manage our communications. This needs to start now even though publication is a month off.

A briefing for the Administrator might be very informative given the precedent-setting nature of the proposal but unfortunately we don't have the luxury of studying the issues because of the judicial deadline.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Sarah Pallone/OU=DC/O=USEPA/C=US@EPA[]; N=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Sarah Pallone/OU=DC/O=USEPA/C=US@EPA[]; N=Peter Silva/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Sarah Pallone/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Sarah Pallone/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Sarah Pallone/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Sarah Pallone/OU=DC/O=USEPA/C=US@EPA[]; N=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Sarah Pallone/OU=DC/O=USEPA/C=US@EPA[]; N=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA;CN=Sarah Pallone/OU=DC/O=USEPA/C=US@EPA[]; N=Sarah Pallone/OU=DC/O=USEPA/C=US@EPA[]

From: CN=Richard Windsor/OU=DC/O=USEPA/C=US

Sent: Fri 12/11/2009 1:44:43 AM

Subject: Re: Florida Nutrient Criteria proposal

Thanks Bob. Pete - this is a high priority for you. I would like a briefing. Lisa

----- Original Message -----

From: Bob Sussman

Sent: 12/10/2009 08:29 PM EST

To: Richard Windsor; Arvin Ganesan; Peter Silva; Diane Thompson; Lisa Heinzerling; Bob Perciasepe; Seth Oster; Allyn Brooks-LaSure; Sarah Pallone

Subject: Florida Nutrient Criteria proposal

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Development of the criteria has high visibility with the agricultural sector in Florida, local governments and the Congressional delegation. Other states and environmental groups are watching closely. Initially FDEP started its own rulemaking process but decided to defer to EPA when we entered into the consent decree. Technical discussions between EPA and the State have continued on an intensive basis and there is agreement between FDEP and EPA on some elements of the draft criteria. Other issues such as downstream protection standards, remain sharply disputed, however.

Deliberative

I would suggest that we get OCIR and OPA closely working with R4 and OW to manage our communications. This needs to start now even though publication is a month off.

A briefing for the Administrator might be very informative given the precedent-setting nature of the proposal but unfortunately we don't have the luxury of studying the issues because of the judicial deadline.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

To: CN=Peter Silva/OU=DC/O=USEPA/C=US@EPA[]
Bcc: "Bob Sussman" [Sussman.bob@epa.gov]; Bob Perciasepe"
[Perciasepe.Bob@epamail.epa.gov]; Diane Thompson" [thompson.diane@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 12/11/2009 1:45:53 AM
Subject: Re: Florida Nutrient Criteria proposal

Pete,

Deliberative

Lisa

----- Original Message -----

From: Bob Sussman

Sent: 12/10/2009 08:29 PM EST

To: Richard Windsor; Arvin Ganesan; Peter Silva; Diane Thompson; Lisa Heinzerling; Bob Perciasepe;
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Subject: Florida Nutrient Criteria proposal

Larry and I were briefed today by OW about EPA's proposed numeric nutrient criteria for Florida's inland water. This is an important and controversial proposal that is moving on a fast track.

We are obligated under a consent decree to propose the criteria by January 14, 2009. This consent decree stemmed from a formal determination by the previous OW AA that numeric nutrient criteria for Florida are "necessary" under Section 303 of the Act. In turn, that determination followed years of data-gathering and discussion between EPA and Florida DEP. There is no doubt that nutrient-related water quality impairment in Florida is extensive and well-documented but other states are not far behind. There are now few states with numeric nutrient limits (the Chesapeake Bay states are among them). Environmental groups, however, are pushing hard for numeric criteria across the country.

Development of the criteria has high visibility with the agricultural sector in Florida, local governments and the Congressional delegation. Other states and environmental groups are watching closely. Initially FDEP started its own rulemaking process but decided to defer to EPA when we entered into the consent decree. Technical discussions between EPA and the State have continued on an intensive basis and there is agreement between FDEP and EPA on some elements of the draft criteria. Other issues such as downstream protection standards, remain sharply disputed, however.

Deliberative

I would suggest that we get OCIR and OPA closely working with R4 and OW to manage our

communications. This needs to start now even though publication is a month off.

A briefing for the Administrator might be very informative given the precedent-setting nature of the proposal but unfortunately we don't have the luxury of studying the issues because of the judicial deadline.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 12/11/2009 5:53:54 PM
Subject: Re: Discussion this afternoon on CCR Rule

Perhaps at 3 EST. I'll call but cell service is very spotty in parts of east TX.

----- Original Message -----

From: Bob Sussman
Sent: 12/11/2009 10:02 AM EST
To: Richard Windsor
Cc: Lisa Heinzerling; Diane Thompson; Heidi Ellis
Subject: Discussion this afternoon on CCR Rule

Diane suggested that Lisa H and I talk to you this afternoon to reset our strategy on the Orzag discussions and the timing of completing OMB review. We can obviously be available at your convenience. We know you're going to be driving this afternoon. Is there a time that works for a call?

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 12/11/2009 6:15:20 PM
Subject: Re: Discussion this afternoon on CCR Rule

Will try.

----- Original Message -----

From: Bob Sussman
Sent: 12/11/2009 01:14 PM EST
To: Richard Windsor; Lisa Heinzerling; Georgia Bednar; Heidi Ellis
Subject: Re: Discussion this afternoon on CCR Rule

A better possibility would be 2,r0. Any possibility that would work for you? Sorry but need to be at important MTM mtg w wilma lewis at DOI.

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To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Georgia Bednar/OU=DC/O=USEPA/C=US@EPA[]; N=Georgia Bednar/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 12/11/2009 6:57:35 PM
Subject: Re: Discussion this afternoon on CCR Rule

I'm not sure I will be able to make it. A reset isn't needed but I am wondering if we will really make 12/31. We need to plan a mtg with the concrete reuse community and a few utilities to see what, if anything, EPA can do there. That's it for now.

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From: Bob Sussman
Sent: 12/11/2009 01:45 PM EST
To: Richard Windsor
Cc: Lisa Heinzerling; Georgia Bednar
Subject: Re: Discussion this afternoon on CCR Rule
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Cc: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA;CN=Georgia Bednar/OU=DC/O=USEPA/C=US@EPA;"Heidi Ellis" [Ellis.Heidi@epamail.epa.gov]; N=Georgia Bednar/OU=DC/O=USEPA/C=US@EPA;"Heidi Ellis" [Ellis.Heidi@epamail.epa.gov]; Heidi Ellis" [Ellis.Heidi@epamail.epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 12/11/2009 10:11:39 PM
Subject: Re: Discussion this afternoon on CCR Rule

Schedule the mtg with Orszag for late Tues or early Wed. We can then talk on Monday. Lj

----- Original Message -----

From: Bob Sussman
Sent: 12/11/2009 02:33 PM EST
To: Richard Windsor
Cc: Lisa Heinzerling; Georgia Bednar
Subject: Re: Discussion this afternoon on CCR Rule

We should find a time to talk. We are pushing very hard in our discussions with OMB. We have developed a persuasive benefits case and submitted it to OMB. We will probably meet with them early next week and will brief you on Monday. We're feeling that our defense of the rule is strong and we've pushed back on the main OMB arguments. The immediate question is when you and Orzag meet again. Our inclination is to continue to push with the goal of staying on our end-of-year schedule. But we may be missing something in your thinking. It would help to get more insight into the benefit of engaging the industry on beneficial reuse.

Deliberative

Deliberative

----- Original Message -----

From: Richard Windsor
Sent: 12/11/2009 01:57 PM EST
To: Bob Sussman
Cc: Lisa Heinzerling; Georgia Bednar
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Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

To: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 12/11/2009 10:41:12 PM
Subject: Re: Economic Report of the President

Cool beans. Tx for the info.

----- Original Message -----

From: Lisa Heinzerling
Sent: 12/11/2009 03:57 PM EST
To: Richard Windsor
Subject: Economic Report of the President
Lisa,

We received a chapter of the draft Economic Report of the President to review. The chapter is on climate and energy. Diane asked me to give you a quick summary of the chapter and a basic sense of our comments on it. (OPEI, OAR, and ORD all provided comments; OPEI sent a consolidated version to CEA.)

The chapter lays out the economics of climate and energy -- the economic costs of climate change, the case for a price on carbon, the potential for low-cost measures to address climate change, and the economic benefits of addressing climate change. The chapter is (not surprisingly) written in pretty dry and fairly standard economic language, but it does begin with a recognition that GDP, insofar as it does not account for environmental degradation, does not adequately capture economic well-being, and it goes on to make a strong economic case for action on climate. It points out that new legislation putting a price on carbon is superior to either doing nothing or regulating under existing law, but it does this without making unnecessarily pejorative comments about, say, the Clean Air Act. (The report does not, for example, use the standard pejorative "command-and-control.")

We offered quite a few technical comments on the chapter. Probably the biggest comment we made had to do with the chapter's invocation of the social cost of carbon in discussing the benefits of acting on climate change. We encouraged CEA to make clear that the value they are using is an interim value, and also to describe the full range of interim values and not just the mid-point estimate.

I hope this is useful. Please let me know if you have any questions.

Welcome back!

Lisa

To: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 12/11/2009 11:15:01 PM
Subject: Re: OMB message on Great Lakes 2010 funding

K. Wont this come out of the COE share?

----- Original Message -----

From: Bob Perciasepe
Sent: 12/11/2009 06:12 PM EST
To: Diane Thompson; Richard Windsor
Subject: Fw: OMB message on Great Lakes 2010 funding
Thought you should see this.
"The apportionment" means they took 13 million of the 475

Bob Perciasepe
Office of the Administrator
(o)202 564 4711
(c) **Personal Privacy**

----- Original Message -----

From: David Bloom
Sent: 12/11/2009 05:56 PM EST
To: Maryann Froehlich
Cc: Barbara Bennett; Bob Perciasepe; Ed Walsh; Mike Shapiro; Carol Terris; Charlene Dunn
Subject: Re: OMB message on Great Lakes 2010 funding
I just received a call from Janet Irwin that the apportionment has been signed and that Sally Ericsson has spoken with the COE about moving quickly. My office will ensure OW gets the money asap so that the COE can get the funds and begin working on their short term plan. David

From: Maryann Froehlich/DC/USEPA/US
To: Bob Perciasepe/DC/USEPA/US@EPA, Barbara Bennett/DC/USEPA/US@EPA, Mike Shapiro/DC/USEPA/US@EPA
Cc: Ed Walsh/DC/USEPA/US@EPA, David Bloom/DC/USEPA/US@EPA
Date: 12/11/2009 03:58 PM
Subject: OMB message on Great Lakes 2010 funding

Bob/Barb/Mike - This is just to let you know that our Budget office just heard from Janet Irwin from OMB regarding a new decision and direction on a portion of the 2010 Great Lakes funding of \$475M.

Evidently, the Michigan Congressional delegation is upset about the asian carp issue and went to the White House to secure funding. Rahm Emanuel agreed to provide funding. Janet told us that the Corps of Engineers has a short-term plan to address asian carp in the GL. (It is not clear to me what the COE would do.) The message was to inform us that a decision was made, as reported by Janet Irwin, to provide a portion of the Great Lakes 2010 funding to the COE to fund their short-term plan. Cost of the short term plan is \$13M. Per OMB, EPA is directed to complete an MOU with the COE for this effort as soon as

possible.

OMB, through the Environment Branch, will be quickly sending to the Budget Office a new apportionment to effect this transfer of funds. You may recall, that OMB has not yet given EPA the full apportionment of the \$475M and to date, has only apportioned \$10M to the Agency.

Maryann Froehlich
Deputy Chief Financial Officer
202 564 1152

To: CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 12/11/2009 11:31:01 PM
Subject: Re: OMB message on Great Lakes 2010 funding

Cool. Tx.

----- Original Message -----

From: Bob Perciasepe
Sent: 12/11/2009 06:27 PM EST
To: Richard Windsor; Diane Thompson
Subject: Re: OMB message on Great Lakes 2010 funding

Yes.

The Corps had about 46 million. This comes out of that.

They want to do press. I think it will be good for us to be in it and I am looping Seth and Allyn in

Bob Perciasepe

Office of the Administrator

(o)202 564 4711

(c) **Personal Privacy**

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To: CN=Steve Owens/OU=DC/O=USEPA/C=US@EPA;CN=Bob
Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Bob
Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane
Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Bob
Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Bob
Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Diane
Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Lisa
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Heinzerling/OU=DC/O=USEPA/C=US@EPA[]; N=Lisa
Heinzerling/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Jim Jones/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Sat 12/12/2009 12:24:06 AM
Subject: Re: BPA

You mean by FDA?

----- Original Message -----

From: Steve Owens

Sent: 12/11/2009 07:22 PM EST

To: Bob Sussman; Bob Perciasepe; Richard Windsor; Diane Thompson; Lisa Heinzerling

Cc: Jim Jones

Subject: BPA

As expected, BPA has been postponed until sometime after the first of the year.

To: CN=Charles Imohiosen/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]; N=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;"Arvin Ganesan" [ganesan.arvin@epa.gov]; Arvin Ganesan" [ganesan.arvin@epa.gov]; goffman joseph" [goffman.joseph@epa.gov]; N=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Sat 12/12/2009 11:41:33 PM
Subject: Re: home retrofit proposals

Who requested the Energy and Commerce briefing? Who agreed to do it? I don't necessarily believe that we should cancel a mtg with them if it was requested by the Committee.

----- Original Message -----

From: Charles Imohiosen
Sent: 12/12/2009 04:58 PM EST
To: Diane Thompson; Bob Sussman; Arvin Ganesan; Richard Windsor
Cc: David McIntosh; "Arvin Ganesan" <ganesan.arvin@epa.gov>; "goffman joseph" <goffman.joseph@epa.gov>; Gina McCarthy; Bob Perciasepe
Subject: Re: home retrofit proposals
I just spoke with Nikki Buffa at CEQ.

Deliberative

Regards,

Charles

Charles Imohiosen
Office of the Administrator
US Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.

Sent via Blackberry

----- Original Message -----

From: Diane Thompson
Sent: 12/12/2009 03:16 PM EST
To: Bob Sussman; Arvin Ganesan; Richard Windsor
Cc: Charles Imohiosen; David McIntosh; "Arvin Ganesan" <ganesan.arvin@epa.gov>; "goffman joseph" <goffman.joseph@epa.gov>; Gina McCarthy; Bob Perciasepe
Subject: Re: home retrofit proposals
I agree with David. I think Charles and OAR have material that wld be responsive to E and C. DT

----- Original Message -----

From: Bob Sussman
Sent: 12/12/2009 02:59 PM EST
To: Arvin Ganesan
Cc: Charles Imohiosen; David McIntosh; "ganesan arvin" <ganesan.arvin@epa.gov>; "goffman joseph" <goffman.joseph@epa.gov>; Gina McCarthy; Bob Perciasepe; Diane Thompson
Subject: Re: home retrofit proposals

Deliberative

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

From: Arvin Ganesan/DC/USEPA/US
To: David McIntosh/DC/USEPA/US@EPA, "ganesan arvin" <ganesan.arvin@epa.gov>, "goffman joseph" <goffman.joseph@epa.gov>, Charles Imohiosen/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA

Date: 12/12/2009 02:44 PM
Subject: Re: home retrofit proposals

Ok - do you sense that we can provide the doc and then answer questions from the cmte?

Sent from my Blackberry Wireless Device

----- Original Message -----

From: David McIntosh

Sent: 12/12/2009 02:12 PM EST

To: ganesan.arvin@epa.gov; goffman.joseph@epa.gov; Charles Imohiosen; Bob Sussman

Subject: home retrofit proposals

Hi Arvin, Joe, Charles, and Bob:

Deliberative

Thanks,
David

To: CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Charles Imohiosen/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]; N=Charles Imohiosen/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
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From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Sat 12/12/2009 11:49:23 PM
Subject: Re: home retrofit proposals

Deliberative

----- Original Message -----

From: Arvin Ganesan

Sent: 12/12/2009 06:47 PM EST

To: Richard Windsor; Charles Imohiosen; Diane Thompson; Bob Sussman

Cc: David McIntosh; "Arvin Ganesan" <ganesan.arvin@epa.gov>; "goffman joseph" <goffman.joseph@epa.gov>; Gina McCarthy; Bob Perciasepe

Subject: Re: home retrofit proposals

The energy and commerce briefing came about as a result of some conversations I was having with House leadership. Pelosi's staff essentially asked Waxman's staff to ask us in to brief. They asked me and I said we would this upcoming week.

Deliberative

Sent from my Blackberry Wireless Device

----- Original Message -----

From: Richard Windsor

Sent: 12/12/2009 06:41 PM EST

To: Charles Imohiosen; Diane Thompson; Bob Sussman; Arvin Ganesan

Cc: David McIntosh; "Arvin Ganesan" <ganesan.arvin@epa.gov>; "goffman joseph" <goffman.joseph@epa.gov>; Gina McCarthy; Bob Perciasepe

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Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

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From: David McIntosh
Sent: 12/12/2009 02:12 PM EST
To: ganesan.arvin@epa.gov; goffman.joseph@epa.gov; Charles Imohiosen; Bob Sussman
Subject: home retrofit proposals
Hi Arvin, Joe, Charles, and Bob:

Deliberative

Deliberative

Thanks,
David

To: CN=Gina McCarthy/OU=DC/O=USEPA/C=US@EPA;CN=Charles Imohiosen/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]; N=Charles Imohiosen/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]; N=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]; N=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA;CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]; N=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
Cc: "Arvin Ganesan" [ganesan.arvin@epa.gov]; goffman joseph" [goffman.joseph@epa.gov]; N=Bob Perciasepe/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 12/14/2009 12:39:33 PM
Subject: Re: home retrofit proposals

Gina,

Deliberative

Charles - when you get info from Gina, please pass on to Nikki.

Lj

----- Original Message -----

From: Gina McCarthy

Sent: 12/14/2009 02:36 AM EST

To: Charles Imohiosen; David McIntosh; Richard Windsor; Arvin Ganesan; Diane Thompson; Bob Sussman

Cc: "Arvin Ganesan" <Ganesan.Arvin@EPA.GOV>; "goffman joseph" <goffman.joseph@epa.gov>; Bob Perciasepe

Subject: Re: home retrofit proposals

Here is what we need to do first thing this morning to make sure the jobs bill works for us.

Deliberative

Deliberative

Deliberative

----- Original Message -----

From: Charles Imohiosen

Sent: 12/13/2009 09:11 PM EST

To: Gina McCarthy; David McIntosh; Richard Windsor; Arvin Ganesan; Diane Thompson; Bob Sussman

Cc: "Arvin Ganesan" <Ganesan.Arvin@EPA.GOV>; "goffman joseph" <goffman.joseph@epa.gov>; Bob Perciasepe

Subject: Re: home retrofit proposals

The below comes from Nikki Buffa at CEQ:

Deliberative

It sounds like we will need to decide early tomorrow morning whether we wish to flag any of these (or any other) issues for CEQ.

Regards,

Charles

Charles Imohiosen

Office of the Administrator

US Environmental Protection Agency

1200 Pennsylvania Avenue, N.W.

Sent via BlackBerry

----- Original Message -----

From: Gina McCarthy

Sent: 12/13/2009 06:38 PM EST

To: David McIntosh; Richard Windsor; Arvin Ganesan; Charles Imohiosen; Diane Thompson; Bob Sussman

Cc: "Arvin Ganesan" <Ganesan.Arvin@EPA.GOV>; "goffman joseph" <goffman.joseph@epa.gov>; Bob Perciasepe

Subject: Re: home retrofit proposals

Deliberative

Deliberative

----- Original Message -----

From: David McIntosh

Sent: 12/12/2009 07:00 PM EST

To: Richard Windsor; Arvin Ganesan; Charles Imohiosen; Diane Thompson; Bob Sussman

Cc: "Arvin Ganesan" <ganesan.arvin@epa.gov>; "goffman joseph" <goffman.joseph@epa.gov>; Gina McCarthy; Bob Perciasepe

Subject: Re: home retrofit proposals

Deliberative

----- Original Message -----

From: Richard Windsor

Sent: 12/12/2009 06:49 PM EST

To: Arvin Ganesan; Charles Imohiosen; Diane Thompson; Bob Sussman

Cc: David McIntosh; "Arvin Ganesan" <ganesan.arvin@epa.gov>; "goffman joseph" <goffman.joseph@epa.gov>; Gina McCarthy; Bob Perciasepe

Subject: Re: home retrofit proposals

Deliberative

----- Original Message -----

From: Arvin Ganesan

Sent: 12/12/2009 06:47 PM EST

To: Richard Windsor; Charles Imohiosen; Diane Thompson; Bob Sussman

Cc: David McIntosh; "Arvin Ganesan" <ganesan.arvin@epa.gov>; "goffman joseph" <goffman.joseph@epa.gov>; Gina McCarthy; Bob Perciasepe

Subject: Re: home retrofit proposals

The energy and commerce briefing came about as a result of some conversations I was having with House leadership. Pelosi's staff essentially asked Waxman's staff to ask us in to brief. They asked me and I said we would this upcoming week.

Deliberative

Sent from my Blackberry Wireless Device

----- Original Message -----

From: Richard Windsor

Sent: 12/12/2009 06:41 PM EST

To: Charles Imohiosen; Diane Thompson; Bob Sussman; Arvin Ganesan

Cc: David McIntosh; "Arvin Ganesan" <ganesan.arvin@epa.gov>; "goffman joseph" <goffman.joseph@epa.gov>; Gina McCarthy; Bob Perciasepe

Subject: Re: home retrofit proposals
Who requested the Energy and Commerce briefing? Who agreed to do it? I don't necessarily believe that we should cancel a mtg with them if it was requested by the Committee.

----- Original Message -----

From: Charles Imohiosen
Sent: 12/12/2009 04:58 PM EST
To: Diane Thompson; Bob Sussman; Arvin Ganesan; Richard Windsor
Cc: David McIntosh; "Arvin Ganesan" <ganesan.arvin@epa.gov>; "goffman joseph" <goffman.joseph@epa.gov>; Gina McCarthy; Bob Perciasepe
Subject: Re: home retrofit proposals
I just spoke with Nikki Buffa at CEQ.

Deliberative

Regards,

Charles

Charles Imohiosen
Office of the Administrator
US Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.

Sent via Blackberry

----- Original Message -----

From: Diane Thompson
Sent: 12/12/2009 03:16 PM EST
To: Bob Sussman; Arvin Ganesan; Richard Windsor

Cc: Charles Imohiosen; David McIntosh; "Arvin Ganesan" <ganesan.arvin@epa.gov>; "goffman joseph" <goffman.joseph@epa.gov>; Gina McCarthy; Bob Perciasepe

Subject: Re: home retrofit proposals

I agree with David. I think Charles and OAR have material that wld be responsive to E and C. DT

----- Original Message -----

From: Bob Sussman

Sent: 12/12/2009 02:59 PM EST

To: Arvin Ganesan

Cc: Charles Imohiosen; David McIntosh; "ganesan arvin" <ganesan.arvin@epa.gov>; "goffman joseph" <goffman.joseph@epa.gov>; Gina McCarthy; Bob Perciasepe; Diane Thompson

Subject: Re: home retrofit proposals

Deliberative

Robert M. Sussman

Senior Policy Counsel to the Administrator

Office of the Administrator

US Environmental Protection Agency

From: Arvin Ganesan/DC/USEPA/US

To: David McIntosh/DC/USEPA/US@EPA, "ganesan arvin" <ganesan.arvin@epa.gov>, "goffman joseph" <goffman.joseph@epa.gov>, Charles Imohiosen/DC/USEPA/US@EPA, Bob Sussman/DC/USEPA/US@EPA

Date: 12/12/2009 02:44 PM

Subject: Re: home retrofit proposals

Ok - do you sense that we can provide the doc and then answer questions from the cmte?

Sent from my Blackberry Wireless Device

----- Original Message -----

From: David McIntosh

Sent: 12/12/2009 02:12 PM EST

To: ganesan.arvin@epa.gov; goffman.joseph@epa.gov; Charles Imohiosen; Bob Sussman

Subject: home retrofit proposals

Hi Arvin, Joe, Charles, and Bob:

Deliberative

what you think.

Thanks,
David

To: CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Craig Hooks/OU=DC/O=USEPA/C=US@EPA;CN=Scott
Fulton/OU=DC/O=USEPA/C=US@EPA;"David McIntosh" [mcintosh.david@epa.gov]; N=Scott
Fulton/OU=DC/O=USEPA/C=US@EPA;"David McIntosh" [mcintosh.david@epa.gov]; David
McIntosh" [mcintosh.david@epa.gov]; Sarah Pallone" [pallone.sarah@epa.gov]; N=Bob
Perciasepe/OU=DC/O=USEPA/C=US@EPA;CN=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;"Diane Thompson" [thompson.diane@epa.gov]; N=Peter
Silva/OU=DC/O=USEPA/C=US@EPA;"Diane Thompson" [thompson.diane@epa.gov]; Diane
Thompson" [thompson.diane@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 12/14/2009 12:49:11 PM
Subject: Re: Inside EPA article

Good point. And I didn't want this to be a huge, loud thing so this is worth a longer discussion. Lisa

----- Original Message -----

From: David McIntosh
Sent: 12/14/2009 07:37 AM EST
To: Richard Windsor
Cc: Craig Hooks; Scott Fulton; "David McIntosh" <mcintosh.david@epa.gov>; "Sarah Pallone"
<pallone.sarah@epa.gov>; Bob Perciasepe; Peter Silva; "Diane Thompson" <thompson.diane@epa.gov>
Subject: Re: Inside EPA article
I don't know enough about this issue to have an opinion as to the right moment to notify the construction
trade unions and Labor Department political leadership of the issue. But I just recommend that we be
asking ourselves when would be the right time to do that.

From: Richard Windsor/DC/USEPA/US
To: Craig Hooks/DC/USEPA/US@EPA
Cc: "Sarah Pallone" <pallone.sarah@epa.gov>, "David McIntosh" <mcintosh.david@epa.gov>, "Diane
Thompson" <thompson.diane@epa.gov>, "Bob Perciasepe" <Perciasepe.Bob@epamail.epa.gov>, "Scott
Fulton" <Fulton.Scott@epamail.epa.gov>, "Peter Silva" <Silva.Peter@epamail.epa.gov>
Date: 12/14/2009 07:32 AM
Subject: Re: Inside EPA article

Looping in Sarah. We need to alert the NGA, DGA and ECOS today. Program needs to alert the state
drinking water and wastewater agencies to let them know we are reconsidering this. Otherwise, we may
see demagoguery and piling on. Tx, Lisa

----- Original Message -----

From: Craig Hooks
Sent: 12/14/2009 05:58 AM EST
To: "Scott Fulton" <fulton.scott@epa.gov>; Peter Silva; "Susie Hazen" <hazen.susan@epa.gov>; "Mike
Shapiro" <shapiro.mike@epa.gov>; "Nanci Gelb" <gelb.nanci@epa.gov>; "Cynthia Dougherty"
<dougherty.cynthia@epa.gov>; Jim Hanlon; "Howard Corcoran" <corcoran.howard@epa.gov>; "Denise
Benjamin-Sirmons" <benjamin-sirmons.denise@epa.gov>
Cc: "Sherry Kaschak" <kaschak.sherry@epa.gov>; "Marian Cooper" <cooper.marian@epa.gov>; Jordan
Dorfman; Joanne Hogan; Arvin Ganesan

Subject: Inside EPA article

An abstract from Today's Inside EPA. We knew the legal risk was high on this. We need to reconfirm (today, if possible) this is the best approach on the 2010 approps language. Thx.

States Warn EPA Davis-Bacon Policy Violates Water Infrastructure Rules

State sources are warning that a recently issued EPA policy memo applying the Davis-Bacon prevailing wage law to drinking water and wastewater infrastructure projects is unnecessarily broad and violates federal regulations limiting such requirements only to federal funds, raising the possibility that states may sue EPA over the policy

To: CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 12/14/2009 6:39:27 PM
Subject: Re: TODAY: Jared Bernstein and Carol Browner to Hold Conference Call on Vice President Biden's Memo to the President on Clean Energy Progress

Huh? You calling in?

From: Seth Oster
Sent: 12/14/2009 01:10 PM EST
To: "Lisa Jackson" <windsor.richard@epa.gov>; Arvin Ganesan; "Lisa Heinzerling" <Heinzerling.lisa@epa.gov>; Bob Sussman; Charles Imohiosen; David McIntosh; "Diane Thompson" <thompson.diane@epa.gov>; Bob Perciasepe
Subject: Fw: TODAY: Jared Bernstein and Carol Browner to Hold Conference Call on Vice President Biden's Memo to the President on Clean Energy Progress

Just FYI.

From: "White House Press Office" [whitehouse-lists-noreply@list.whitehouse.gov]
Sent: 12/14/2009 01:06 PM EST
To: Seth Oster
Subject: TODAY: Jared Bernstein and Carol Browner to Hold Conference Call on Vice President Biden's Memo to the President on Clean Energy Progress

THE WHITE HOUSE

Office of the Vice President

FOR IMMEDIATE RELEASE

December 14, 2009

TODAY: Jared Bernstein and Carol Browner to Hold Conference Call on Vice President Biden's Memo to the President on Clean Energy Progress

****Call is Embargoed for 12:00 AM EST****

WASHINGTON – TODAY at 3:45pm ET, Chief Economic Adviser to the Vice President Jared Bernstein and

Director of the White House Office of Energy and Climate Change Policy Carol Browner will hold a conference call with reporters to discuss the Vice President's memo to the President on Administration progress building a clean energy economy through the Recovery Act and other initiatives. The memo was produced at the request of the Vice President by the White House Office of Energy and Climate Change, the Office of the Vice President, the Council of Economic Advisors and the Department of Energy.

WHO: Jared Bernstein, Chief Economic Adviser to the Vice President

Carol Browner, Director of the White House Office of Energy and Climate Change Policy

WHAT: Conference Call on Vice President's memo to the President on Clean Energy Progress

WHEN: TODAY, 3:45pm ET

EMBARGOED FOR 12:00 PM ET

HOW: Reporters wishing to join this call should use the call information below. No pass code is necessary.

United States: (800) 230-1092

International: (612) 234-9959

##

To: CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 12/14/2009 7:06:37 PM
Subject: Re: TODAY: Jared Bernstein and Carol Browner to Hold Conference Call on Vice President Biden's Memo to the President on Clean Energy Progress

Weird.

From: Seth Oster
Sent: 12/14/2009 02:04 PM EST
To: Richard Windsor
Subject: Re: TODAY: Jared Bernstein and Carol Browner to Hold Conference Call on Vice President Biden's Memo to the President on Clean Energy Progress

"Huh," is right. Thought someone might explain this to me. Going to try and call in if the faith-based mtg is over. Otherwise will have someone do so.

From: Richard Windsor
Sent: 12/14/2009 01:39 PM EST
To: Seth Oster
Subject: Re: TODAY: Jared Bernstein and Carol Browner to Hold Conference Call on Vice President Biden's Memo to the President on Clean Energy Progress

Huh? You calling in?

From: Seth Oster
Sent: 12/14/2009 01:10 PM EST
To: "Lisa Jackson" <windsor.richard@epa.gov>; Arvin Ganesan; "Lisa Heinzerling" <Heinzerling.lisa@epa.gov>; Bob Sussman; Charles Imohiosen; David McIntosh; "Diane Thompson" <thompson.diane@epa.gov>; Bob Perciasepe
Subject: Fw: TODAY: Jared Bernstein and Carol Browner to Hold Conference Call on Vice President Biden's Memo to the President on Clean Energy Progress

Just FYI.

From: "White House Press Office" [whitehouse-lists-noreply@list.whitehouse.gov]
Sent: 12/14/2009 01:06 PM EST
To: Seth Oster
Subject: TODAY: Jared Bernstein and Carol Browner to Hold Conference Call on Vice President Biden's Memo to the President on Clean Energy Progress

THE WHITE HOUSE

Office of the Vice President

FOR IMMEDIATE RELEASE

December 14, 2009

TODAY: Jared Bernstein and Carol Browner to Hold Conference Call on Vice President Biden's Memo to the President on Clean Energy Progress

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WHO: Jared Bernstein, Chief Economic Adviser to the Vice President

Carol Browner, Director of the White House Office of Energy and Climate Change Policy

WHAT: Conference Call on Vice President's memo to the President on Clean Energy Progress

WHEN: TODAY, 3:45pm ET

EMBARGOED FOR 12:00 PM ET

HOW: Reporters wishing to join this call should use the call information below. No pass code is necessary.

United States: (800) 230-1092

International: (612) 234-9959

##

To: CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;"Lisa Jackson" [windsor.richard@epa.gov]; Lisa Jackson" [windsor.richard@epa.gov]; Gina (Sheila) McCarthy" [mccarthy.gina@epa.gov]; Michelle DePass" [depass.michelle@epa.gov]; vajjhala shalini" [vajjhala.shalini@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 12/14/2009 8:19:40 PM
Subject: Re: GOP ENR: Murkowski to speak against EPA endangerment finding
Robert_dillon@energy.senate.gov
anne_johnson@energy.senate.gov
<http://energy.senate.gov/public/>
(embedded image)

Tx

----- Original Message -----

From: David McIntosh
Sent: 12/14/2009 02:46 PM EST
To: windsor.richard@epa.gov; mccarthy.gina@epa.gov; depass.michelle@epa.gov; vajjhala.shalini@epa.gov
Subject: Fw: GOP ENR: Murkowski to speak against EPA endangerment finding
FYI. She's proposing to use the Congressional Review Act. She'll get nowhere with it. It's just a platform for speechifying. I'd so much rather be facing this right now than another appropriations amendment. I'll draft a measured quote for Adora. Shalini, please just give JP a heads up.

----- Original Message -----

From: Brendan Gilfillan
Sent: 12/14/2009 02:33 PM EST
To: Seth Oster <oster.seth@epa.gov>; David McIntosh; Lisa Heinzerling
Cc: Allyn Brooks-LaSure; Adora Andy; Betsaida Alcantara
Subject: Fw: GOP ENR: Murkowski to speak against EPA endangerment finding
Please see the below release. I'm no constitutional lawyer, but can the Senate veto an endangerment finding? Do we even want to respond to this? If so, my inclination would be to say something along the lines of "EPA issued its endangerment finding in response to a ruling by the highest court in the land. Administrator Jackson continues to believe the Agency's actions will complement comprehensive legislation that puts America back in control of our economic future and creates millions of jobs that can't be outsourced."

----- Forwarded by Brendan Gilfillan/DC/USEPA/US on 12/14/2009 02:26 PM -----

From: Adora Andy/DC/USEPA/US
To: "Betsaida Alcantara" <alcantara.betsaida@epa.gov>, "Brendan Gilfillan" <gilfillan.brendan@epa.gov>
Date: 12/14/2009 02:15 PM
Subject: Fw: GOP ENR: Murkowski to speak against EPA endangerment finding

From: "Robin Bravender" [rbravender@eenews.net]
Sent: 12/14/2009 02:06 PM EST
To: Adora Andy; Cathy Milbourn

Subject: FW: GOP ENR: Murkowski to speak against EPA endangerment finding

Hello, I am working on a story for this afternoon about Sen. Murkowski's resolution to veto EPA's endangerment finding. I wonder if you have a comment. My deadline is 4:30 p.m.

Thanks so much,

Robin Bravender
Reporter
Greenwire · E&E Daily · E&ENews PM
122 C St., NW, Ste. 722
Washington, D.C. 20001
202-446-0458

Personal Privacy (c)
www.eenews.net

From: Dillon, Robert (Energy) [mailto:Robert_Dillon@energy.senate.gov]
Sent: Monday, December 14, 2009 11:29 AM
Subject: GOP ENR: Murkowski to speak against EPA endangerment finding

FOR IMMEDIATE RELEASE CONTACT: ROBERT DILLON (202) 224-6977
DECEMBER 14, 2009 or ANNE JOHNSON (202) 224-7875
Media Advisory

WASHINGTON, D.C. – U.S. Sen. Lisa Murkowski, R-Alaska, is scheduled to speak on the Senate floor at 3:30 p.m. today in opposition to the Environmental Protection Agency's endangerment finding. Murkowski will announce her plan to introduce a disapproval resolution to veto EPA regulation of greenhouse gases under the Clean Air Act.

A copy of her floor speech will be made available immediately following her remarks.

####

For further information, please contact Robert Dillon at 202.224.6977 or Robert_dillon@energy.senate.gov or Anne Johnson at 202.224.7875 or anne_johnson@energy.senate.gov.
Visit our website at <http://energy.senate.gov/public/>

Robert Dillon
Senate Energy and Natural Resources Committee
Office: (202) 224 6977
Cell: (202) 285 6783
E-mail: Robert_Dillon@energy.senate.gov

[attachment "091214Media advisory.doc" deleted by Richard Windsor/DC/USEPA/US]



To: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA[]
Cc: "lisapjackson" [Personal Privacy] Bob Perciasepe"
[Perciasepe.Bob@epamail.epa.gov]
Bcc: []
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 12/15/2009 4:18:11 AM
Subject: Re: Google Alert - EPA Lisa Jackson
[EPA to spend \\$13 million to help stop Asian carp](#)
[See all stories on this topic](#)
[GHG Ruling Opens Door for EPA Limits](#)
[See all stories on this topic](#)
[Remembering the Kingston, Tenn., coal-ash disaster](#)
[See all stories on this topic](#)
[Learn more](#)
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[Create](#)
[Manage](#)

ok

From: Bob Sussman/DC/USEPA/US
To: "lisapjackson" [Personal Privacy] "Lisa P. Jackson"
<Windsor.Richard@epamail.epa.gov>, "Bob Perciasepe" <Perciasepe.Bob@epamail.epa.gov>
Date: 12/14/2009 10:36 PM
Subject: Re: Google Alert - EPA Lisa Jackson

Pretty strong stuff. On further reflection, I'd at least like to get omb feedback to the analysis we've provided on the rule's benefits and state regulation of beneficial use. We have greatly strengthened the benefits case from what we had 2 weeks ago and can now credibly say we have benefits in the ballpark of the costs. I'd like to know what OMB and CEA think of our data, including the cancer risk numbers, which are pretty sobering. If we shut down communication until next year, we'll have only two weeks to come to closure. I think keeping the process moving at the staff level is consistent with your pitch to Orzag. We have a mtg set up with Cass et al on Thursday. Why not go ahead rather than cancel?

From: lisapjackson
Sent: 12/15/2009 02:11 AM GMT
To: Bob Perciasepe; Bob Sussman; Diane Thompson; Mathy Stanislaus
Cc: Arvin Ganesan; David McIntosh
Subject: Fw: Google Alert - EPA Lisa Jackson

See 3rd article on coal ash. Let's review status at tomorrow morning's meeting so we can be sure we all are on the same page. Lj
Sent via BlackBerry by AT&T
From: Google Alerts <googlealerts-noreply@google.com>
Date: Tue, 15 Dec 2009 01:10:03 +0000
To: [Personal Privacy]
Subject: Google Alert - EPA Lisa Jackson
Google News Alert for: EPA Lisa Jackson

EPA to spend \$13 million to help stop Asian carp

Milwaukee Journal Sentinel

"The challenge at hand requires the immediate action we're taking today," Environmental Protection Agency boss Lisa P. Jackson said in a news release. "EPA ...

[See all stories on this topic](#)

GHG Ruling Opens Door for EPA Limits

Transport Topics Online

EPA Administrator Lisa Jackson announced the endangerment finding at a Dec. 7 news conference. The announcement does not impose any new requirements on ...

[See all stories on this topic](#)

Remembering the Kingston, Tenn., coal-ash disaster

Charleston Gazette (blog)

Lisa Jackson, the Obama administration's EPA administrator, has indicated her agency intends to have a proposed new rule on coal-ash disposal ready for ...

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Tip: Use a minus sign (-) in front of terms in your query that you want to exclude. [Learn more.](#)

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[Create another alert.](#)

[Manage your alerts.](#)

To: "Seth Oster" [oster.seth@epa.gov]; Larry Elworth
[Elworth.Lawrence@epamail.epa.gov]; David McIntosh" [mcintosh.david@epa.gov]
Cc: "Diane Thompson" [thompson.diane@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 12/15/2009 12:25:07 PM
Subject: Fw: 12.15.09 Daily Climate Change Talking Points--COP 15
[mime.htm](#)
[09.12.15 U.S. Climate Change Talking Points.doc](#)
[www.cop15.state.gov](#)
<http://www.usda.gov/wps/portal/lut/p/ s.7 0 A/7 0 1OB?contentidonly=true&contentid=2009/12/0611.xml>

The attaced talks about a "historic agreement with America's dairy farmers to reduce ghg emissions.". Any idea what that is?

From: Seth Oster
Sent: 12/15/2009 07:12 AM EST
To: Gina McCarthy; "Shalini Vajjhala" <vajjhala.shalini@epa.gov>
Cc: "Lisa Jackson" <windsor.richard@epa.gov>; "Allyn Brooks-LaSure" <brooks-lasure.allyn@epa.gov>; David McIntosh; Michelle DePass
Subject: Fw: 12.15.09 Daily Climate Change Talking Points--COP 15

From: Ben Kobren Personal Privacy
Sent: 12/15/2009 02:53 AM EST
To: PershingJ@state.gov; TalleyT@state.gov; ArtusioCF@state.gov; BodnarP@state.gov; DeRosaBM@state.gov; GatesIN@state.gov; HannaSM@state.gov; HobgoodTD@state.gov; KastenbergerRL@state.gov; KleinJM@state.gov; LarsenKM@state.gov; LeeDL2@state.gov; MiotkeJA@state.gov; NelsonDS@state.gov; PovenmireSL@state.gov; Personal Privacy
VockerodtAP@state.gov; ZaitchikBF@state.gov; Personal Privacy
Susan.Wilson@mail.doc.gov; Personal Privacy Rick.Duke@hq.doe.gov; Holmes.Hummel@hq.doe.gov; Elmer.Holt@hq.doe.gov; Leif Hockstad; Kimberly Klunich; Jennifer Jenkins; Maurice LeFranc; Shalini Vajjhala; ko.barrett@noaa.gov; William.pizer@do.treas.gov; himamauli.das@do.treas.gov; james.kapsis@do.treas.gov; keith.kozloff@do.treas.gov; Katherine.Delhotal@do.treas.gov; wbreed@usaid.gov; cgreen@usaid.gov; psmith@usaid.gov; jfurlow@usaid.gov; dmuller@usaid.gov; cfarley@fs.fed.us; Mark.Manis@fas.usda.gov; William.hohenstein@usda.gov;
Personal Privacy
ReifsnyderDA@state.gov; BrownPA@state.gov; HouserTG@state.gov; BiniazSN@state.gov; biniazharris@msn.com; BaumertKA@state.gov; KobrenBM@state.gov; MurphyEA2@state.gov; GrossBR@state.gov; KormanSI2@state.gov; LundbergKM@state.gov; AllenAN1@state.gov; HerringML@state.gov; PedersonED@state.gov; TurkDM@state.gov; GrahamJM@state.gov; UrsDA@state.gov; BonnerMI@state.gov; SierawskiCX@state.gov; WebberRE2@state.gov;

Personal Privacy

Personal Privacy

cgregoire@doc.gov; susan.ware-harris@noaa.gov; Justin.kenney@noaa.gov; Rf@doc.gov; Sgilson@doc.gov; Jtoaleisen@doc.gov; Mary.Saunders@trade.gov; Tim_Hartz@ios.doi.gov; Matt_Lee-Ashley@ios.doi.gov; thomas_strickland@ios.doi.gov; mcnuitt@usgs.gov; Kit_Batten@ios.doi.gov; Lindsay.Daschle@osec.usda.gov; Maura.ONeill@osec.usda.gov; Robert.Bonnie@osec.usda.gov; Chris.Mather@oc.usda.gov; Rohan.Patel@osec.usda.gov; David.Sandalow@hq.doe.gov; Matthew.Kallman@hq.doe.gov; Rod.OConnor@hq.doe.gov; Amy.Bodette@hq.doe.gov; Dan.Leistikow@hq.doe.gov; Devin.Hampton@hq.doe.gov; Peter.Gage@hq.doe.gov; Dan.Utech@hq.doe.gov; Nathan.Barr@hq.doe.gov; Bob.Spitzer@fas.usda.gov;

Personal Privacy

Kathryn.Thomson@dot.gov; Susan.Kurland@dot.gov; Linda.Lawson@dot.gov; Michelle DePass; Ahsha.Tribble@noaa.gov; Auther.Singleary@dot.gov; Brian_Screnar@ios.doi.gov; Allyn Brooks-LaSure; camilla_ihenetu@ios.doi.gov;

Personal Privacy

Eureka.N.Gilkey@hud.gov; Francis.Iacobucci@hq.doe.gov;

Personal Privacy

Nadine.Gracia@hhs.gov;

Personal Privacy

KGriffis@doc.gov; Sandra.Howard@HHS.GOV; Brandon.Hurlbut@hq.doe.gov; Jett@osec.usda.gov; John.monahan@hhs.gov;

Personal Privacy

kornblauM@state.gov; Laurel.A.Blatchford@hud.gov; Grant.Leslie@osec.usda.gov; David McIntosh; Missy.Owens@hq.doe.gov; Stephanie.Mueller@hq.doe.gov; John.R.Norris@osec.usda.gov; Renee_Stone@ios.doi.gov;

Personal Privacy

Tom.Reynolds@hq.doe.gov; jrobertson@usgs.gov; Laura Sauls; Seth Oster;

Shelley.r.Poticha@hud.gov; david.sandretti@oc.usda.gov;

WebsterMA@state.gov; hanssonm@state.gov;

harrisve@state.gov; elbows@state.gov; parker-burnssm@state.gov; crockartka@state.gov;

brancaforteas@state.gov; bulbulcum@state.gov; cramaussele@state.gov; vandendriessches@state.gov;

baldi@state.gov; ofstadk@state.gov; vermeirelm@state.gov; baxterda@state.gov; fordmg2@state.gov;

macleanda@state.gov; thomsonat@state.gov; holtenp@state.gov; rudeac@state.gov; groenlundj@state.gov;

musgravevh@state.gov; whittleseyjk@state.gov;

Personal Privacy

Jennifer.austin@noaa.gov; halle@state.gov; jen.stutsman@hq.doe.gov; jennifer.lee@hq.doe.gov;

Personal Privacy

WolffAD@state.gov; Kristina.Johnson@hq.doe.gov;

Personal Privacy

Subject: 12.15.09 Daily Climate Change Talking Points--COP 15

Colleagues,

Further following up on our effort to keep you informed of activities on the climate change front, please see below and attached for updated general U.S. climate change talking points and the message of the day.

Best,

Ben

12.15.09

U.S. CLIMATE CHANGE - GENERAL TALKING POINTS

Message of the Day

During COP 15 the Obama administration is emphasizing its commitment to meeting the clean energy and climate change challenges through a message of the day. In order to highlight the message of the day, senior U.S. administration officials will hold a daily keynote event at COP 15 in the U.S. Center at 12:45 p.m. Copenhagen local time. Administration officials are encouraged to use the daily message during other public events. In addition, the events will be streamed live at www.cop15.state.gov

Today's Message: Under President Obama, the United States is actively partnering with rural communities to create solutions for curbing greenhouse gases and preventing the worst impacts of climate change.

Event Title: Clean Energy Investments: Creating Opportunities for Rural Economies.

Who: Tom Vilsack ,U.S. Secretary of Agriculture

Location: U.S. Center in the Bella Center, Copenhagen, Denmark

Time: 12:45 p.m. Copenhagen local time

Date: 12/15/09

Under President Obama, the United States is actively partnering with rural communities to create solutions for curbing greenhouse gases and preventing the worst impacts of climate change.

Climate change is one of the great challenges facing the United States and the world. But for our farmers, ranchers, and those who make a living off the land, the challenge presents unprecedented opportunities.

Rural economies will benefit from incentives in comprehensive energy legislation that reward production of renewable energy and sequestration of greenhouse gases.

A viable carbon offsets market – one that rewards farmers, ranchers, and forest landowners for stewardship activities – will play a very important role in helping America reduce its dependence on oil.

At the event, Secretary Vilsack will announce a historic agreement between USDA and America's dairy farmers to cut greenhouse gas emissions.

On Monday, the USDA released a report outlining the impact climate change will have on America's ecosystems. The report is available at the following link:
http://www.usda.gov/wps/portal/!ut/p/_s.7_0_A/7_0_1OB?contentidonly=true&contentid=2009/12/0611.xml

Top Line Messages

- Under President Obama, the United States has done more to reduce greenhouse gas emissions than ever before, both by supporting domestic policies that advance clean energy, climate security, and economic recovery; and by vigorously engaging in international climate negotiations.
- But action by the United States and other developed countries is not enough. Climate change is a global challenge that demands a global solution. There is simply no way to preserve a safe and livable planet unless major developing countries play a globally responsible role along with the United States in the climate negotiations.
- The United States is committed to achieving the strongest possible outcome in Copenhagen.
- The White House announced on Friday that President Obama will travel to Copenhagen on Dec. 18 rather than December 9. Based on his conversations with other leaders and the progress that has already been made to give momentum to negotiations, the President believes that continued US leadership can be most productive through his participation at the end of the Copenhagen conference on December 18th rather than on December 9th to. The President's decision to go is a sign of his continuing commitment and leadership to find a global solution to climate change, and to lay the foundation for a new, sustainable and prosperous clean energy future.
- The President is also prepared, in the context of an overall agreement that includes robust mitigation contributions from China and other emerging economies, to put on the table a U.S. emissions reduction target in the range of 17% below 2005 levels in 2020 and ultimately in line with U.S. energy and climate legislation. This provisional target is in line with current legislation moving through Congress. The expected pathway set forth in this pending legislation would entail a 30% reduction below 2005 levels in 2025 and a 42% reduction in 2030, in line with the President's goal to reduce emissions 83% by 2050.
- In addition, the President recently discussed the status of the negotiations with Prime Minister Rudd, Chancellor Merkel, President Sarkozy, and Prime Minister Brown and concluded that there appears to be an emerging consensus that a core element of the Copenhagen accord should be to mobilize \$10 billion a year by

2012 to support adaptation and mitigation in developing countries, particularly the most vulnerable and least developed countries that could be destabilized by the impacts of climate change. The United States will pay its fair share of that amount and other countries will make substantial commitments as well.

Ultimately, an international climate agreement must be not just about limiting carbon emissions but must complement and promote sustainable economic development by moving the world toward a low-carbon economy.

Latest Issues

Senators Kerry, Graham and Lieberman Comprehensive Energy Framework Announcement

On Thursday, December 10, Senators Kerry, Lieberman and Graham announced a comprehensive Energy Framework.

The White House issued the following statement,

Today, Senators Kerry, Lieberman and Graham took another significant step in the effort to pass comprehensive energy reform with the release of their legislative framework. The President believes this is a positive development towards reaching a strong, unified and bipartisan agreement in the U.S. Senate.

Over the last 11 months, the Obama Administration has made historic strides in building a clean energy economy, creating new American jobs and reducing US dependence on foreign oil. From robust domestic actions including historic investments in clean energy to sustained international engagement to encourage countries around the world to reduce their carbon emissions, the President has established a new energy foundation. The passage of comprehensive energy legislation is essential to that effort.

In a demonstration of the growing consensus surrounding the need to reform our energy economy, the President heard from CEOs yesterday who told him that passing clean energy legislation and supporting an international accord to reduce emissions will strengthen our economy and enhance our competitiveness.

The President looks forward to working with the Senate and signing comprehensive energy and climate legislation

as soon as possible.

EPA endangerment finding

- The President has made clear his strong preference that Congress pass comprehensive energy legislation that transitions our nation to a clean energy economy, creates millions of jobs, and reduces our dependence on foreign oil. He remains fully committed to doing so today. The Supreme Court ruled that the EPA must review whether greenhouse gas emissions pose a threat to public health or welfare. EPA announced their findings Monday, Dec 7.
- The Supreme Court ruled that the EPA must take a meaningful look at whether climate change endangers public health and welfare. The public comment process and internal review have both been completed – the announcement was the next step. Reaching a determination was legally required.
- Under the law, once there is a finding that greenhouse gases endanger public health and welfare, EPA is required to put rules in place to ensure emitters use the best technologies available to reduce emissions. To that end, the agency has already proposed a rule for new cars and trucks (which it expects to finalize in March along with DOT) and it has a commonsense plan to focus on the largest emitters.
- Congressional action is essential to delivering a comprehensive program for reducing US greenhouse-gas emissions. The EPA action under the Clean Air Act is not an alternative to new legislation.
- EPA began work on a proposed endangerment finding in 2007, when President Bush was in the White House. EPA announced the finding when they did because they needed time to review and consider all of the 380,000 public comments on the Proposed Finding (comment period ended June 23, 2009).

Responding to the attacks on the validity of the climate change science resulting from the E-mails stolen in England:

- Nothing in those emails is cause to question the overwhelming scientific evidence that climate change is real and demands action.
- In fact, more than 2,500 scientists from the U.N.'s Intergovernmental Panel on Climate Change – the world's leading body for the assessment of climate change - has outlined the serious threat posed by climate change and

the need for action.

- Beyond the science, there are plenty of other environmental and economic reasons for us to move aggressively toward a clean energy economy. We want to ensure that America can compete and win when it comes to the race for clean energy jobs.

Taking robust domestic action

- Climate change is one of the greatest threats facing our planet, and the United States is taking significant action to meet this challenge. Under President Obama, the United States has done more to reduce greenhouse gas emissions than ever before, both by supporting domestic policies that advance clean energy, climate security, and economic recovery; and by vigorously engaging in international climate negotiations.

- In the past year, the United States has demonstrated a renewed commitment to addressing climate change at home:

- o The U.S. is investing over \$80 billion in clean energy through the economic recovery act – including the largest ever renewable energy investment in U.S. history.

- o The President is working with Congress to advance comprehensive climate and energy legislation that would promote clean energy investments and lower U.S. greenhouse gas emissions by more than 80 percent below current levels by 2050.

- o We have instituted historic new vehicle efficiency standards that will increase fuel economy and reduce greenhouse gas pollution, ultimately requiring an average fuel economy of 35.5 mpg by 2016 for model years 2012 to 2016.

- o And we continue to develop more stringent efficiency standards for appliances like refrigerators and microwaves, helping Americans reduce their climate impacts at home.

- o President Obama signed an Executive Order on Federal Sustainability, committing the Federal government to

lead by example and help build a clean energy economy through Federal government operations. The Executive Order, among other initiatives, requires Federal agencies to set a 2020 greenhouse gas emissions reduction target; increase energy efficiency; and reduce fleet petroleum consumption.

Working toward a global strategy to combat climate change

- We recognize that the United States must be a leader in the global effort to combat climate change. We are confident that the United States can and will take the lead in building the 21st century clean energy economy.
- But action by the United States alone is not enough. Climate change is a global challenge that demands a global solution.
- The United States is working toward a global strategy to combat climate change.
 - o We are actively seeking an international agreement through the UN Framework Convention on Climate Change negotiating process.
 - o We are engaging 17 of the largest economies through the Major Economies Forum on Energy and Climate.
 - o We are elevating climate and clean energy to a top tier issue in key bilateral relationships.
 - o And President Obama is leading G-20 leaders in a commitment to phase out fossil fuel subsidies worldwide, which would reduce global greenhouse gas emissions by an estimated 10 percent or more by 2050.

Achieving the strongest possible outcome in Copenhagen

- The United States is committed to meeting the climate change challenge and achieving the strongest possible outcome in Copenhagen.

- The White House announced on Friday that President Obama will travel to Copenhagen on Dec. 18 rather than December 9. Based on his conversations with other leaders and the progress that has already been made to give momentum to negotiations, the President believes that continued US leadership can be most productive through his participation at the end of the Copenhagen conference on December 18th rather than on December 9th to. The President's decision to go is a sign of his continuing commitment and leadership to find a global solution to climate change, and to lay the foundation for a new, sustainable and prosperous clean energy future.
-

- In the context of an overall agreement that includes robust mitigation contributions from China and other emerging economies, the President is prepared to put on the table a U.S. emissions reduction target in the range of 17% below 2005 levels in 2020 and ultimately in line with U.S. energy and climate legislation. This provisional target is in line with current legislation moving through Congress. The expected pathway set forth in this pending legislation would entail a 30% reduction below 2005 levels in 2025 and a 42% reduction in 2030, in line with the President's goal to reduce emissions 83% by 2050. (Compared to 1990, rather than 2005, this pathway translates into an 18% reduction in 2025 and a 32% reduction in 2030.)

- In addition, the President recently discussed the status of the negotiations with Prime Minister Rudd, Chancellor Merkel, President Sarkozy, and Prime Minister Brown and concluded that there appears to be an emerging consensus that a core element of the Copenhagen accord should be to mobilize \$10 billion a year by 2012 to support adaptation and mitigation in developing countries, particularly the most vulnerable and least developed countries that could be destabilized by the impacts of climate change. The United States will pay its fair share of that amount and other countries will make substantial commitments as well.

- The delegation that will be at the climate conference in Copenhagen is the most significant U.S. delegation to participate in this series of conferences and underscores the breadth and depth of attention this administration focuses on clean energy and climate. Interior Secretary Ken Salazar, Agriculture Secretary Tom Vilsack, Commerce Secretary Gary Locke, Energy Secretary Steven Chu, and Environmental Protection Agency Administrator Lisa P. Jackson are scheduled to attend, along with Council on Environmental Quality Chair Nancy Sutley, Office of Science and Technology Policy Director John Holdren, and Assistant to the President for Energy and Climate Change Carol Browner.

- The United States supports an internationally legally binding climate agreement and will continue working hard to reach that goal. But with the Copenhagen climate conference fast approaching, world leaders have acknowledged that reaching a legal agreement there is a highly unlikely outcome. Copenhagen presents a critical opportunity to take decisive and immediate global action, to build the institutions that we will need to combat climate change, and to move us closer to our goal of a fully implemented international legal agreement.

- With this in mind, Danish PM Rasmussen has proposed that the international community seek to reach an operational prompt start accord in Copenhagen that would enable us to get started with a strong and concise

commitment right away and would move us closer to the legal agreement that we seek.

- To be clear, this is not a substitute for a full legal treaty, but rather an opportunity for the international community to take a step toward a legal agreement. Copenhagen is a critical step, but it is not the end of the process. It is part of our larger collective commitment to meeting one of mankind's greatest challenges and to speed the transition to a low-carbon global economy.
- The Danish proposed accord would move us toward meeting the climate change challenge and would involve immediate global action in which all nations do their fair share.
 - o It would include mitigation actions by all major economies, including national reduction targets for developed countries and actions by major developing countries that will reduce their emissions significantly compared to business as usual. The latter point is particularly important in light of International Energy Agency projections that more than 90 percent of carbon dioxide emissions growth from now until 2030 will come from the developing world.
 - o It would cover all of the major issues, including adaptation, financing, technology cooperation, dissemination of technology, forest preservation, and others. It would ensure transparency and accountability. And it would establish new mechanisms to support increased financial resources addressing climate change.
- One of the major advantages of a prompt start accord is that it would go into effect immediately.
- As we emerge from Copenhagen, we must continue on the course toward a legal agreement with urgency and resolve.

The U.S. is committed to achieving a legally binding agreement

- The United States supports an internationally legally binding climate agreement and will continue working hard to reach one that includes the following:
 - o Developed countries need to make robust, absolute emissions reductions in the mid-term from a base year (e.g., 1990 or 2005).

- o Major developing countries must take actions in the mid-term that will significantly reduce their emissions compared to their business as usual path. These reductions must keep the world on an emissions pathway that is consistent with where the science tells us we need to be.

- o Developed and major developing countries must agree to stand behind our respective actions internationally. Although we are agreeing to different actions, reflecting our different circumstances, our commitment to carrying out those actions must be the same.

- o Other developing countries need not make any commitments to reduce emissions. They should focus on developing low carbon growth plans, with financial and technological assistance where needed.

Moving the world toward a low-carbon economy

- Ultimately, an international climate agreement must be not just about limiting carbon emissions but must complement and promote sustainable economic development by moving the world toward a low-carbon economy. The effort to build a sustainable, clean energy global economy can drive investment and job creation around the world, while bringing energy services to hundreds of millions of the world's poor.

- An important part of any international agreement will be support for climate change adaptation and clean energy technology deployment. To meet the climate challenge, we need to promote and provide support for the development and dissemination of clean energy technology around the world, including in developing countries. A climate change agreement should provide access to technology and to resources for all countries to reduce emissions and adapt to climate change.

- The U.S. will continue to work hard toward combating climate change and reaching a strong international agreement that puts the world on a pathway to a clean energy future. Achieving a successful outcome in Copenhagen is just one part of our larger collective commitment to meet this common challenge, to speed the transition to a low-carbon global economy, and to leave a cleaner, greener planet for our children and grandchildren.

The attached talks about a "historic agreement with America's dairy farmers to reduce ghg emissions." Any idea what that is?
From: **Seth Oster**
Sent: **12/15/2009 07:12 AM EST**
To: **Gina McCarthy**; **Shalini Vajjhala**
Cc: **Lisa Jackson**; **windsor.richard@epa.gov**; **Allyn Brooks-LaSure**
Subject: **Fw: 12.15.09 Daily Climate Change Talking Points--COP 15**

From: Ben Kobren
Sent: **12/15/2009 02:53 AM EST**
To:

PershingJ@state.gov; **TalleyT@state.gov**; **ArtusioCF@state.gov**; **BodnarP@state.gov**; **DeRosaBM@state.gov**; **GatesIN@state.gov**; **HannaSM@state.gov**; **HobgoodTD@state.gov**; **Kastenbergl@state.gov**; **KleinJM@state.gov**; **LarsenKM@state.gov**; **LeeDL2@state.gov**; **MiotkeJA@state.gov**; **NelsonDS@state.gov**; **PoyenmireSL@state.gov**; **VockerodtAP@state.gov**; **ZaitchikBF@state.gov**
Susan.Wilson@mail.doc.gov; **Rick.Duke@hq.doe.gov**; **Holmes.Hummel@hq.doe.gov**; **Elmer.Holt@hq.doe.gov**; **Leif.Hockstad**; **Kimberly.Klunich**; **Jennifer.Jenkins**; **Maurice.LeFranc**; **Shalini.Vajjhala**; **ko.barrett@noaa.gov**; **William.pizer@do.treas.gov**; **himamauli.das@do.treas.gov**; **james.kapsis@do.treas.gov**; **keith.kozloff@do.treas.gov**; **Katherine.Delhotal@do.treas.gov**; **wbreed@usaid.gov**; **cgreen@usaid.gov**; **psmith@usaid.gov**; **jfurrow@usaid.gov**; **dmuller@usaid.gov**; **cfarley@fs.fed.us**; **Mark.Manis@fas.usda.gov**; **William.hobenstein@usda.gov**

ReifsnyderDA@state.gov; **BrownPA@state.gov**; **HouserTG@state.gov**; **BiniashSN@state.gov**; **BaumertKA@state.gov**; **KobrenBM@state.gov**; **MurphyEA2@state.gov**; **GrossBR@state.gov**; **KormanSI2@state.gov**; **LundbergKM@state.gov**; **AllenAN1@state.gov**; **HerringML@state.gov**; **PedersonED@state.gov**; **TurkDM@state.gov**; **GrahamJM@state.gov**; **UrsDA@state.gov**; **BonnerMI@state.gov**; **SierawskiCX@state.gov**; **WebberRE2@state.gov**

cgregoire@doc.gov; **susan.ware-harris@noaa.gov**; **Justin.kenney@noaa.gov**; **Rf@doc.gov**; **Sgilson@doc.gov**; **Jtoaleisen@doc.gov**; **Mary.Saunders@trade.gov**; **Tim.Hartz@ios.doi.gov**; **Matt.Lee-Ashley@ios.doi.gov**; **thomas_strickland@ios.doi.gov**; **mcnutt@usgs.gov**; **Kit.Batten@ios.doi.gov**; **Lindsay.Daschle@osec.usda.gov**; **Maura.ONeill@osec.usda.gov**; **Robert.Bonnie@osec.usda.gov**; **Chris.Mather@oc.usda.gov**; **Rohan.Patel@osec.usda.gov**; **David.Sandalow@hq.doe.gov**; **Matthew.Kallman@hq.doe.gov**; **Rod.OConnor@hq.doe.gov**; **Amy.Bodette@hq.doe.gov**; **Dan.Leistikow@hq.doe.gov**; **Devin.Hampton@hq.doe.gov**; **Peter.Gage@hq.doe.gov**; **Dan.Utech@hq.doe.gov**; **Nathan.Barr@hq.doe.gov**; **Bob.Spitzer@fas.usda.gov**

Kathryn.Thomson@dot.gov; **Susan.Kurland@dot.gov**; **Linda.Lawson@dot.gov**; **Michelle.DePass**; **Ahsha.Tribble@noaa.gov**; **Auther.Singletary@dot.gov**; **Brian.Srenar@ios.doi.gov**; **Allyn.Brooks-LaSure**; **camilla_jhenetu@ios.doi.gov**; **Eureka.N.Gilkey@hud.gov**; **Francis.Iacobucci@hq.doe.gov**

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Tom.Reynolds@hq.doe.gov; **jrobertson@usgs.gov**; **Laura.Sauls**; **Seth.Oster**; **Shelley.r.Poticha@hud.gov**; **david.sandretti@oc.usda.gov**; **WebsterMA@state.gov**

hanssonm@state.gov; **harrisve@state.gov**; **elbowsm@state.gov**; **parker-burnssm@state.gov**; **crockartka@state.gov**; **brancaforteas@state.gov**; **bulbulcum@state.gov**; **cramaussele@state.gov**; **vandendriessches@state.gov**; **baldi@state.gov**; **ofstadk@state.gov**; **vermeirelm@state.gov**; **baxterda@state.gov**; **fordmg2@state.gov**; **macleanda@state.gov**; **thomsonat@state.gov**; **holtenp@state.gov**; **rudeac@state.gov**; **groenlundj@state.gov**; **musgravevh@state.gov**; **whittleseyjk@state.gov**

Personal Privacy	Jennifer.austin@noaa.gov; halle@state.gov; jen.stutsman@hq.doe.gov; jennifer.lee@hq.doe.gov;	Personal Privacy	WolffAD@state.gov;
Kristina.Johnson@hq.doe.gov;	Personal Privacy		

br> Subject: 12.15.09 Daily Climate Change Talking Points--
COP 15
</p>

<div>Colleagues,
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size="3">Â </p>
<p class="MsoNormal" style="MARGIN: 0in 0in 0pt"><b style="mso-bidi-font-weight: normal"><font
size="3">Todayâ€™s Message: <u>Under President Obama, the
United States is actively partnering with rural communities to create solutions for curbing greenhouse
gases and preventing the worst impacts of climate change.Â
</u></p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt"><b style="mso-bidi-font-weight: normal"><i
style="mso-bidi-font-style: normal"><u><font face="Times
New Roman" size="3"></u></i></p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt">Â </p>
<p class="MsoNormal" style="MARGIN: 0in 0in 0pt"><b style="mso-bidi-font-weight: normal">Event Title: Clean Energy Investments: Creating Opportunities for Rural Economies.</p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt"><b style="mso-bidi-font-weight: normal">Who: Tom Vilsack ,U.S. Secretary of Agriculture</p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt">Location: U.S. Center in the Bella Center, Copenhagen, Denmark</p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt">Time: 12:45 p.m. Copenhagen local time</p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt"><b style="mso-bidi-font-weight: normal">Date: 12/15/09</p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt">Â </p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt">Under President Obama, the United States is actively partnering with rural communities to create solutions for curbing greenhouse gases and preventing the worst impacts of climate change.</p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt">Â </p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt">Climate change is one of the great challenges facing the United States and the world. But for our farmers, ranchers, and those who make a living off the land, the challenge presents unprecedented opportunities.Â </p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt">Â </p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt">Rural economies will benefit from incentives in comprehensive energy legislation that reward production of renewable energy and sequestration of greenhouse gases.Â </p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt">Â </p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt">A viable carbon offsets market â€" one that rewards farmers, ranchers, and forest landowners for stewardship activities â€" will play a very important role in helping America reduce its dependence on oil. </p>

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<p class="MsoNormal" style="MARGIN: 0in 0in 0pt">At the event, Secretary Vilsack will announce a historic agreement between USDA and America's dairy farmers to cut greenhouse gas emissions. </p>

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<p class="MsoNormal" style="MARGIN: 0in 0in 0pt">On Monday, the USDA released a report outlining the impact climate change will have on America's ecosystems. The report is available at the following link: http://www.usda.gov/wps/portal/lut/p/_s.7_0_A/7_0_1OB?contentidonly=true&contentid=2009/12/0611.xml</p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt"><b style="mso-bidi-font-weight: normal"><u></u>Â </p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt"><b style="mso-bidi-font-weight: normal"><u>Top Line Messages</u></p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt"><b style="mso-bidi-font-weight: normal"><u></u>Â </p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt"><b style="mso-bidi-font-weight: normal"><u></u></p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt"><b style="mso-bidi-font-weight: normal"><u></u></p>

<p class="ListParagraphCxSpFirst" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; tab-stops: list .5in; mso-add-space: auto; mso-list: l2 level1 lfo3">ÂÂ Â Â Â Â Â Under President Obama, the United States has done more to reduce greenhouse gas emissions than ever before, both by supporting domestic policies that advance clean energy, climate security, and economic recovery; and by vigorously engaging in international climate negotiations. </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in; mso-add-space: auto">Â </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; tab-stops: list .5in; mso-add-space: auto; mso-list: l2 level1 lfo3">ÂÂ Â Â Â Â Â But action by the United States and other developed countries is not enough. Climate change is a global challenge that demands a global solution. There is simply no way to preserve a safe and livable planet unless major developing countries play a globally responsible role along with the United States in the climate negotiations.</p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in; mso-add-space: auto">Â </p>

<p class="ListParagraph" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; LINE-HEIGHT: normal; mso-list: l3 level1 lfo6">ÂÂ Â Â Â Â Â The United States is committed to achieving the strongest possible outcome in Copenhagen.<b style="mso-bidi-font-weight: normal"> </p>

<p class="ListParagraph" style="MARGIN: 0in 0in 0pt 0.25in; LINE-HEIGHT: normal"><b style="mso-bidi-font-weight: normal">Â </p>

<p class="ListParagraph" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; LINE-HEIGHT: normal; mso-list: l3 level1 lfo6">ÂÂ Â Â Â Â Â The White House announced on Friday that President Obama will travel to Copenhagen on Dec. 18 rather than December 9. Based on his conversations with other leaders and the progress that has already been made to give momentum to negotiations, the President believes that continued US leadership can be most productive through his participation at the end of the Copenhagen conference on December 18th rather than on December 9th to. The Presidentâ€™s decision to go is a sign of his continuing commitment and leadership to find a global solution to climate

change, and to lay the foundation for a new, sustainable and prosperous clean energy future.Â Â <b style="mso-bidi-font-weight: normal"></p>

<p class="ListParagraph" style="MARGIN: 0in 0in 0pt 0.25in; LINE-HEIGHT: normal">Â </p>
<p class="ListParagraph" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; LINE-HEIGHT: normal; mso-list: l3 level1 lfo6">Â Â Â Â Â Â Â Â The President is also prepared, in the context of an overall agreement that includes robust mitigation contributions from China and other emerging economies, to put on the table a U.S. emissions reduction target in the range of 17% below 2005 levels in 2020 and ultimately in line with U.S. energy and climate legislation.Â This provisional target is in line with current legislation moving through Congress. The expected pathway set forth in this pending legislation would entail a 30% reduction below 2005 levels in 2025 and a 42% reduction in 2030, in line with the Presidentâ€™s goal to reduce emissions 83% by 2050.Â </p>

<p class="ListParagraph" style="MARGIN: 0in 0in 0pt; LINE-HEIGHT: normal">Â </p>
<p class="ListParagraph" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; LINE-HEIGHT: normal; mso-list: l3 level1 lfo6">Â Â Â Â Â Â Â Â In addition, the President recently discussed the status of the negotiations with Prime Minister Rudd, Chancellor Merkel, President Sarkozy, and Prime Minister Brown and concluded that there appears to be an emerging consensus that a core element of the Copenhagen accord should be to mobilize \$10 billion a year by 2012 to support adaptation and mitigation in developing countries, particularly the most vulnerable and least developed countries that could be destabilized by the impacts of climate change.Â Â </p>

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<ul style="MARGIN-TOP: 0in" type="disc">
<li class="MsoNormal" style="MARGIN: 0in 0in 0pt; tab-stops: list .5in; mso-list: l2 level1 lfo3">Ultimately, an international climate agreement must be not just about limiting carbon emissions but must complement and promote sustainable economic development by moving the world toward a low-carbon economy.

<p class="ListParagraphCxSpFirst" style="MARGIN: 0in 0in 0pt; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto">Â <b style="mso-bidi-font-weight: normal"><u><br style="PAGE-BREAK-BEFORE: always" clear="all">
</u></p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto"><b style="mso-bidi-font-weight: normal"><u>Latest Issues</u></p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto"><b style="mso-bidi-font-weight: normal"><font face="Times New

Roman">Â </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto"><b style="mso-bidi-font-weight: normal"><i style="mso-bidi-font-style: normal">Senators Kerry, Graham and Lieberman Comprehensive Energy Framework Announcement</i></p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto"><b style="mso-bidi-font-weight: normal"><i style="mso-bidi-font-style: normal">Â </i></p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto">On Thursday, December 10, Senators Kerry, Lieberman and Graham announced a comprehensive Energy Framework.</p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto">The White House issued the following statement,</p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in">Today, Senators Kerry, Lieberman and Graham took another significant step in the effort to pass comprehensive energy reform with the release of their legislative framework. The President believes this is a positive development towards reaching a strong, unified and bipartisan agreement in the U.S. Senate.Â </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in">Over the last 11 months, the Obama Administration has made historic strides in building a clean energy economy, creating new American jobs and reducing US dependence on foreign oil. From robust domestic actions including historic investments in clean energy to sustained international engagement to encourage countries around the world to reduce their carbon emissions, the President has established a new energy foundation.Â Â </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in">In a demonstration of the growing consensus surrounding the need to reform our energy economy, the President heard from CEOs yesterday who told him that passing clean energy legislation and supporting an international accord to reduce emissions will strengthen our economy and enhance our competitiveness.</p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in"><span style="FONT-SIZE: 12pt;

LINE-HEIGHT: 115%">The President looks forward to working with the Senate and signing comprehensive energy and climate legislation as soon as possible.</p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in">Â </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto"><b style="mso-bidi-font-weight: normal"><i style="mso-bidi-font-style: normal">EPA endangerment finding</i></p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in">Â </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; tab-stops: list .5in; mso-list: l2 level1 lfo3">ÂÂ Â Â Â Â Â The President has made clear his strong preference that Congress pass comprehensive energy legislation that transitions our nation to a clean energy economy, creates millions of jobs, and reduces our dependence on foreign oil.Â He remains fully committed to doing so today.Â The Supreme Court ruled that the EPA must review whether greenhouse gas emissions pose a threat to public health or welfare.Â EPA announced their findings Monday, Dec 7. </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in">Â </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; tab-stops: list .5in; mso-list: l2 level1 lfo3">ÂÂ Â Â Â Â Â The Supreme Court ruled that the EPA must take a meaningful look at whether climate change endangers public health and welfare. The public comment process and internal review have both been completed â€” the announcement was the next step.Â Reaching a determination was legally required.</p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in">Â </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; tab-stops: list .5in; mso-list: l2 level1 lfo3">ÂÂ Â Â Â Â Â Under the law, once there is a finding that greenhouse gases endanger public health and welfare, EPA is required to put rules in place to ensure emitters use the best technologies available to reduce emissions. To that end, the agency has already proposed a rule for new cars and trucks (which it expects to finalize in March along with DOT) and it has a commonsense plan to focus on the largest emitters.</p>

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<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; tab-stops: list .5in; mso-list: l2 level1 lfo3">ÂÂ Â Â Â Â Â </p>

Congressional action is essential to delivering a comprehensive program for reducing US greenhouse-gas emissions. The EPA action under the Clean Air Act is not an alternative to new legislation.

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EPA began work on a proposed endangerment finding in 2007, when President Bush was in the White House. EPA announced the finding when they did because they needed time to review and consider all of the 380,000 public comments on the Proposed Finding (comment period ended June 23, 2009).

Responding to the attacks on the validity of the climate change science resulting from the E-mails stolen in England:

Nothing in those emails is cause to question the overwhelming scientific evidence that climate change is real and demands action.

In fact, more than 2,500 scientists from the U.N.'s Intergovernmental Panel on Climate Change – the world's leading body for the assessment of climate change - has outlined the serious threat posed by climate change and the need for action.

Roman">Beyond the science, there are plenty of other environmental and economic reasons for us to move aggressively toward a clean energy economy.Â We want to ensure that America can compete and win when it comes to the race for clean energy jobs.Â </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in"><b style="mso-bidi-font-weight: normal"><u></u></p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto"><b style="mso-bidi-font-weight: normal"><u></u></p>

<p class="ListParagraphCxSpLast" style="MARGIN: 0in 0in 0pt; mso-add-space: auto"><b style="mso-bidi-font-weight: normal"><u></u></p>

<p class="ListParagraphCxSpLast" style="MARGIN: 0in 0in 0pt; mso-add-space: auto"><b style="mso-bidi-font-weight: normal"><u>Taking robust domestic action</u></p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt"><b style="mso-bidi-font-weight: normal">Â </p>

<p class="ListParagraphCxSpFirst" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; tab-stops: list .5in; mso-add-space: auto; mso-list: l2 level1 lfo3">Â Â Â Â Â Â Â Climate change is one of the greatest threats facing our planet, and the United States is taking significant action to meet this challenge. Under President Obama, the United States has done more to reduce greenhouse gas emissions than ever before, both by supporting domestic policies that advance clean energy, climate security, and economic recovery; and by vigorously engaging in international climate negotiations. </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto">Â </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; tab-stops: list .5in; mso-add-space: auto; mso-list: l2 level1 lfo3">Â Â Â Â Â Â Â In the past year, the United States has demonstrated a renewed commitment to addressing climate change at home:</p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto">Â </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 1.25in; TEXT-INDENT: -0.25in; mso-add-space: auto; mso-list: l1 level1 lfo1">oÂ Â Â Â Â Â The U.S. is investing over \$80 billion in clean energy through the economic recovery act â€“ including the largest ever renewable energy investment in U.S. history.</p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 1.25in; mso-add-space: auto">Â </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 1.25in; TEXT-INDENT: -0.25in; mso-add-space: auto; mso-list: l1 level1 lfo1">oÂ Â Â Â Â
The President is working with Congress to advance comprehensive climate and energy legislation that would promote clean energy investments and lower U.S. greenhouse gas emissions by more than 80 percent below current levels by 2050. </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 1.25in; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 1.25in; TEXT-INDENT: -0.25in; mso-add-space: auto; mso-list: l1 level1 lfo1">oÂ Â Â Â Â
We have instituted historic new vehicle efficiency standards that will increase fuel economy and reduce greenhouse gas pollution, ultimately requiring an average fuel economy of 35.5 mpg by 2016 for model years 2012 to 2016. </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 1.25in; TEXT-INDENT: -0.25in; mso-add-space: auto; mso-list: l1 level1 lfo1">oÂ Â Â Â Â
And we continue to develop more stringent efficiency standards for appliances like refrigerators and microwaves, helping Americans reduce their climate impacts at home. </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 1.25in; TEXT-INDENT: -0.25in; mso-add-space: auto; mso-list: l1 level1 lfo1">oÂ Â Â Â Â
President Obama signed an Executive Order on Federal Sustainability, committing the Federal government to lead by example and help build a clean energy economy through Federal government operations.Â The Executive Order, among other initiatives, requires Federal agencies to set a 2020 greenhouse gas emissions reduction target; increase energy efficiency; and reduce fleet petroleum consumption. </p>

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<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto"><b style="mso-bidi-font-weight: normal"><u>Working toward a global strategy to combat climate change</u></p>

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&A

&A&A &A &A &A &A &AWe recognize that the United States must be a leader in the global effort to combat climate change. We are confident that the United States can and will take the lead in building the 21st century clean energy economy. </p>

&A </p>

&A&A &A &A &A &A &ABut action by the United States alone is not enough. Climate change is a global challenge that demands a global solution. </p>

&A </p>

&A&A &A &A &A &A &AThe United States is working toward a global strategy to combat climate change.</p>

o&A &A &A &A &A &AWe are actively seeking an international agreement through the UN Framework Convention on Climate Change negotiating process.</p>

o&A &A &A &A &A &AWe are engaging 17 of the largest economies through the Major Economies Forum on Energy and Climate.</p>

o&A &A &A &A &A &AWe are elevating climate and clean energy to a top tier issue in key bilateral relationships.</p>

<span style="font-size: 12pt; line-height: 115%; font-

FAMILY: 'Courier New'; mso-fareast-font-family: 'Courier New'";>oÂ Â Â Â Â Â
And President Obama is leading G-20 leaders in a commitment to phase out fossil fuel subsidies worldwide, which would reduce global greenhouse gas emissions by an estimated 10 percent or more by 2050.</p>

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<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto"><b style="mso-bidi-font-weight: normal"><u></u></p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto"><b style="mso-bidi-font-weight: normal"><u>Achieving the strongest possible outcome in Copenhagen</u></p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto"><b style="mso-bidi-font-weight: normal"><u></u>Â </p>

<p class="ListParagraphCxSpLast" style="MARGIN: 0in 0in 0pt; mso-add-space: auto"><b style="mso-bidi-font-weight: normal"><u></u></p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; mso-list: l5 level1 lfo2">Â Â Â Â Â Â Â The United States is committed to meeting the climate change challenge and achieving the strongest possible outcome in Copenhagen.</p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt 0.5in">Â </p>

<p class="ListParagraph" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; LINE-HEIGHT: normal; mso-list: l5 level1 lfo2">Â Â Â Â Â Â Â The White House announced on Friday that President Obama will travel to Copenhagen on Dec. 18 rather than December 9. Based on his conversations with other leaders and the progress that has already been made to give momentum to negotiations, the President believes that continued US leadership can be most productive through his participation at the end of the Copenhagen conference on December 18th rather than on December 9th to. The Presidentâ€™s decision to go is a sign of his continuing commitment and leadership to find a global solution to climate change, and to lay the foundation for a new, sustainable and prosperous clean energy future.Â Â .Â Â </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in">Â </p>

<p class="ListParagraph" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; LINE-HEIGHT: normal; mso-list: l5 level1 lfo2">Â Â Â Â Â Â Â The White House announced on Friday that President Obama will travel to Copenhagen on Dec. 18 rather than December 9. Based on his conversations with other leaders and the progress that has already been made to give momentum to negotiations, the President believes that continued US leadership can be most productive through his participation at the end of the Copenhagen conference on December 18th rather than on December 9th to. The Presidentâ€™s decision to go is a sign of his continuing commitment and leadership to find a global solution to climate change, and to lay the foundation for a new, sustainable and prosperous clean energy future.Â Â .Â Â </p>

12pt">In the context of an overall agreement that includes robust mitigation contributions from China and other emerging economies, the President is prepared to put on the table a U.S. emissions reduction target in the range of 17% below 2005 levels in 2020 and ultimately in line with U.S. energy and climate legislation.Â This provisional target is in line with current legislation moving through Congress. The expected pathway set forth in this pending legislation would entail a 30% reduction below 2005 levels in 2025 and a 42% reduction in 2030, in line with the President's goal to reduce emissions 83% by 2050.Â (Compared to 1990, rather than 2005, this pathway translates into an 18% reduction in 2025 and a 32% reduction in 2030.)</p>

<p class="ListParagraph" style="MARGIN: 0in 0in 0pt; LINE-HEIGHT: normal">Â </p>

<p class="ListParagraph" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; LINE-HEIGHT: normal; mso-list: l5 level1 lfo2">Â Â Â Â Â Â Â In addition, the President recently discussed the status of the negotiations with Prime Minister Rudd, Chancellor Merkel, President Sarkozy, and Prime Minister Brown and concluded that there appears to be an emerging consensus that a core element of the Copenhagen accord should be to mobilize \$10 billion a year by 2012 to support adaptation and mitigation in developing countries, particularly the most vulnerable and least developed countries that could be destabilized by the impacts of climate change.Â The United States will pay its fair share of that amount and other countries will make substantial commitments as well.</p>

<p class="ListParagraph" style="MARGIN: 0in 0in 0pt 0.25in; LINE-HEIGHT: normal">Â </p>

<p class="ListParagraph" style="MARGIN: 0in 0in 0pt 0.5in; LINE-HEIGHT: normal">Â </p>

<p class="ListParagraph" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; LINE-HEIGHT: normal; mso-list: l5 level1 lfo2">Â Â Â Â Â Â Â The delegation that will be at the climate conference in Copenhagen is the most significant U.S. delegation to participate in this series of conferences and underscores the breadth and depth of attention this administration focuses on clean energy and climate. Interior Secretary Ken Salazar, Agriculture Secretary Tom Vilsack, Commerce Secretary Gary Locke, Energy Secretary Steven Chu, and Environmental Protection Agency Administrator Lisa P. Jackson are scheduled to attend, along with Council on Environmental Quality Chair Nancy Sutley, Office of Science and Technology Policy Director John Holdren, and Assistant to the President for Energy and Climate Change Carol Browner. </p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt 0.5in">Â </p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; mso-list: l5 level1 lfo2">Â Â Â Â Â Â Â Â The United States supports an internationally legally binding climate agreement and will continue working hard to reach that goal.Â But with the Copenhagen climate conference fast approaching, world leaders have acknowledged that reaching a legal agreement there is a highly unlikely outcome. Copenhagen presents a critical opportunity to take decisive and immediate global action, to build the institutions that we will need to combat climate change, and to move us closer to our goal of a fully implemented international legal agreement.Â </p>

<p class="MsoNormal" style="MARGIN: 0in 0in 0pt 0.5in"><font face="Times New Roman"

size="3">Â </p>

<p class="ListParagraphCxSpFirst" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; mso-add-space: auto; mso-list: l5 level1 lfo2">ÂÂ Â Â Â Â Â
With this in mind, Danish PM Rasmussen has proposed that the international community seek to reach an operational prompt start accord in Copenhagen that would enable us to get started with a strong and concise commitment right away and would move us closer to the legal agreement that we seek.
</p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; mso-add-space: auto; mso-list: l5 level1 lfo2">ÂÂ Â Â Â Â Â
To be clear, this is not a substitute for a full legal treaty, but rather an opportunity for the international community to take a step toward a legal agreement. Copenhagen is a critical step, but it is not the end of the process.Â It is part of our larger collective commitment to meeting one of mankindâ€™s greatest challenges and to speed the transition to a low-carbon global economy.Â </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; mso-add-space: auto; mso-list: l5 level1 lfo2">ÂÂ Â Â Â Â Â
The Danish proposed accord would move us toward meeting the climate change challenge
and would involve immediate global action in which all nations do their fair share. </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 1in; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 1in; TEXT-INDENT: -0.25in; mso-add-space: auto; mso-list: l5 level2 lfo2">oÂ Â Â Â Â Â
It would include mitigation actions by all major economies, including national reduction targets for developed countries and actions by major developing countries that will reduce their emissions significantly compared to business as usual. The latter point is particularly important in light of International Energy Agency projections that more than 90 percent of carbon dioxide emissions growth from now until 2030 will come from the developing world.</p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 1in; TEXT-INDENT: -0.25in; mso-add-space: auto; mso-list: l5 level2 lfo2">oÂ Â Â Â Â Â

Roman">Developed countries need to make robust, absolute emissions reductions in the mid-term from a base year (e.g., 1990 or 2005).</p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 1in; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 1in; TEXT-INDENT: -0.25in; mso-add-space: auto; mso-list: l5 level2 lfo2">oÂ Â Â Â Â Â
Major developing countries must take actions in the mid-term that will significantly reduce their emissions compared to their business as usual path. These reductions must keep the world on an emissions pathway that is consistent with where the science tells us we need to be. </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 1in; TEXT-INDENT: -0.25in; mso-add-space: auto; mso-list: l5 level2 lfo2">oÂ Â Â Â Â Â
Developed and major developing countries must agree to stand behind our respective actions internationally. Although we are agreeing to different actions, reflecting our different circumstances,<b style="mso-bidi-font-weight: normal"> our commitment to carrying out those actions must be the same.</p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 1in; TEXT-INDENT: -0.25in; mso-add-space: auto; mso-list: l5 level2 lfo2">oÂ Â Â Â Â Â
Other developing countries need not make any commitments to reduce emissions. They should focus on developing low carbon growth plans, with financial and technological assistance where needed.</p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt; mso-add-space: auto"><b style="mso-bidi-font-weight: normal"><u>Moving the world toward a low-carbon economy</u></p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; mso-add-space: auto; mso-list: l5 level1 lfo2">Â·Â Â Â Â Â Â
Ultimately, an international climate agreement must be not just about limiting carbon emissions but must complement and promote sustainable economic development by moving the world toward a low-carbon economy. The effort to build a sustainable, clean energy global economy can drive investment and job creation around the world, while bringing energy services to hundreds of millions of the

worldâ€™s poor. </p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; mso-add-space: auto; mso-list: l5 level1 lfo2">ÂÂ Â Â Â Â Â
An important part of any international agreement will be support for climate change adaptation and clean energy technology deployment. To meet the climate challenge, we need to promote and provide support for the development and dissemination of clean energy technology around the world, including in developing countries. A climate change agreement should provide access to technology and to resources for all countries to reduce emissions and adapt to climate change.</p>

<p class="ListParagraphCxSpMiddle" style="MARGIN: 0in 0in 0pt 0.5in; mso-add-space: auto">Â </p>
<p class="ListParagraphCxSpLast" style="MARGIN: 0in 0in 0pt 0.5in; TEXT-INDENT: -0.25in; mso-add-space: auto; mso-list: l5 level1 lfo2">ÂÂ Â Â Â Â Â The U.S. will continue to work hard toward combating climate change and reaching a strong international agreement that puts the world on a pathway to a clean energy future. Achieving a successful outcome in Copenhagen is just one part of our larger collective commitment to meet this common challenge, to speed the transition to a low-carbon global economy, and to leave a cleaner, greener planet for our children and grandchildren.</p>
</div>

To: CN=Allyn Brooks-LaSure/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Tue 12/15/2009 4:34:18 PM
Subject: Re: Ummm...

:)

----- Original Message -----

From: Allyn Brooks-LaSure
Sent: 12/15/2009 11:02 AM EST
To: "Jackson, Lisa P." <windsor.richard@epa.gov>; "Sussman, Bob" <sussman.bob@epa.gov>;
"Stanislaus, Mathy" <stanislaus.mathy@epa.gov>; Lisa Heinzerling; Bob Perciasepe; Diane Thompson;
"Fulton, Scott" <fulton.scott@epa.gov>
Cc: "Oster, Seth" <Oster.Seth@epa.gov>
Subject: Ummm...
Administrator, you have your own Christmas carols...

Coal Ash Regs Are Comin' To Town
Rob Perks
Director, NRDC - Center for Advocacy Campaigns,
Washington, D.C.
Posted December 15, 2009 in Curbing Pollution , Health and the Environment , Solving Global Warming

Call it a gift or a curse, but I have a thing for song parody. I'm like the Weird Al Yankovic of environmentalists. Usually my peculiar "talent" gets displayed at the office holiday party. Who can forget my odes to coal belted out last year by NRDC's in-house carolers?

Unfortunately, I missed this year's party due to travel. But never fear, I give to you the 2009 coal carol --
ba-rumpa, bum, bum.

Coal Ash Regs Are Comin' To Town

She's making a list,
Priority: High,
Gonna find out who's wet or dry.
Coal ash regs are comin' to town!

Yes, Lisa Jackson,
Is making all haste,
EPA's cracking down, On combustion waste.
Coal ash regs are comin' to town!

She knows which landfill's leaching,
She knows which pond might break,
She knows they all lack liners,
Close 'em down, for goodness sake!

One-thirty million tons,
Ev-ery year,
Spew from coal plants, Far and near.
Coal ash regs are comin' to town!

So, you better watch out,
Coal waste fly,
A high hazard, Either wet or dry.
Coal ash regs are comin' to town!

So, don't worry about a lump of coal in your stocking. Tops on this year's wish list are new federal regulations to finally treat dirty, unsafe coal ash as hazardous waste. Just be sure to send your letter to EPA Administrator Lisa Jackson to make your holiday wish come true. Happy holidays, everyone!

MABL.

M. Allyn Brooks-LaSure
Office of the Administrator
U.S. Environmental Protection Agency
Cell: Personal Privacy

To: "Michelle DePass" [depass.michelle@epa.gov]; Shalini Vajjhala"
[Vajjhala.Shalini@epamail.epa.gov]
Cc: "Scott Fulton" [Fulton.Scott@epamail.epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 12/16/2009 3:52:41 PM
Subject: Fw: Your ok

FYI. You both ok?

----- Original Message -----

From: Gina McCarthy
Sent: 12/16/2009 10:29 AM EST
To: Richard Windsor
Subject: Your ok

I need to use your name to get leverage with State to make them consider an option that we think could break the logjam on the MRV issue. Its no big deal, just takes MRV out of political arena and puts it into a technical arena (by expanding the recently signed MOU with between EPA and China). No one seems to care about our opinion at State but they will if they think you want it looked at. Ok to use your name?

To: CN=Shalini Vajjhala/OU=DC/O=USEPA/C=US@EPA;"Michelle DePass"
[depass.michelle@epa.gov]; Michelle DePass" [depass.michelle@epa.gov]
Cc: CN=Scott Fulton/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 12/16/2009 4:00:58 PM
Subject: Re: Your ok

Are you OK with what is below?

----- Original Message -----

From: Shalini Vajjhala
Sent: 12/16/2009 10:57 AM EST
To: Richard Windsor; "Michelle DePass" <depass.michelle@epa.gov>
Cc: Scott Fulton
Subject: Re: Your ok
Hanging in there.
Security is very tight, but the media reports are more extreme than anything we are seeing on the ground.

----- Original Message -----

From: Richard Windsor
Sent: 12/16/2009 10:52 AM EST
To: "Michelle DePass" <depass.michelle@epa.gov>; Shalini Vajjhala
Cc: Scott Fulton
Subject: Fw: Your ok
FYI. You both ok?

----- Original Message -----

From: Gina McCarthy
Sent: 12/16/2009 10:29 AM EST
To: Richard Windsor
Subject: Your ok
I need to use your name to get leverage with State to make them consider an option that we think could break the logjam on the MRV issue. Its no big deal, just takes MRV out of political arena and puts it into a technical arena (by expanding the recently signed MOU with between EPA and China). No one seems to care about our opinion at State but they will if they think you want it looked at. Ok to use your name?

To: "Peter Orszag" [Personal Privacy]
Cc: "Seth Oster" [oster.seth@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 12/16/2009 8:20:29 PM
Subject: CCW

Peter,

Just wanted to let you know that we are planning to inform key stakeholders and put out a brief statement tomorrow re the EPA's need to do some additional work on implementation aspects of the rule that will take us past the end of the year. Parties to be notified include Sen Boxer, Cong Markey, EIP, EarthJustice, EEI, others. I would appreciate you asking your staff to refer questions to EPA. Tx, Lisa

To: CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 12/16/2009 10:37:04 PM
Subject: Re: 2 rules just cleared

Wow.

----- Original Message -----

From: Diane Thompson
Sent: 12/16/2009 05:35 PM EST
To: Richard Windsor
Subject: 2 rules just cleared
hold-up was at OMB. can explain tomorrow.

Diane E. Thompson
Chief of Staff
U. S. Environmental Protection Agency
202-564-6999

To: "Cass Sunstein" [Personal Privacy]
Cc: "Steve Owens" [owens.steve@epa.gov]; "Seth Oster" [oster.seth@epa.gov]; Diane Thompson" [thompson.diane@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Wed 12/16/2009 11:56:34 PM
Subject: Fw: Polybrominated Diphenyl Ethers (PBDE's)

Cass,

In follow-up to our call, Steve contacted the manufacturers and one of them will be putting out a release tomorrow late afternoon.

Deliberative

Lisa

----- Original Message -----

From: Seth Oster
Sent: 12/16/2009 06:01 PM EST
To: Richard Windsor
Subject: Fw: Polybrominated Diphenyl Ethers (PBDE's)

Seth Oster
Associate Administrator
Office of Public Affairs
Environmental Protection Agency
(202) 564-1918
oster.seth@epa.gov

----- Forwarded by Seth Oster/DC/USEPA/US on 12/16/2009 06:01 PM -----

From: Steve Owens/DC/USEPA/US
To: "Bob Sussman" <Sussman.Bob@epamail.epa.gov>, "Seth Oster" <Oster.Seth@epamail.epa.gov>
Date: 12/16/2009 04:33 PM
Subject: Fw: Polybrominated Diphenyl Ethers (PBDE's)

Fyi

From: "Sunstein, Cass R." [Personal Privacy]
Sent: 12/16/2009 03:36 PM EST
To: Steve Owens
Subject: Polybrominated Diphenyl Ethers (PBDE's)

Hi Steve – I received a nice call from Lisa J. about possibly finishing on this Action Plan tomorrow. It wasn't clear if she needed that. Because we have now given agencies until Friday, and because all this has to be coordinated with communications and legislative affairs offices, tomorrow would be very tough. Just an FYI? (We are fast but this seems to be a 400 rather than 100 meter race!)

To: "Cass Sunstein" **Personal Privacy**
Cc: CN=Steve Owens/OU=DC/O=USEPA/C=US@EPA;CN=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]; N=Seth Oster/OU=DC/O=USEPA/C=US@EPA;CN=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]; N=Diane Thompson/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Thur 12/17/2009 12:19:33 AM
Subject: Re: Polybrominated Diphenyl Ethers (PBDE's)

Personal Privacy

May I call the same number in an hour? Tx.

----- Original Message -----

From: "Sunstein, Cass R." **Personal Privacy**
Sent: 12/16/2009 07:02 PM EST
To: Richard Windsor
Cc: Steve Owens; Seth Oster; Diane Thompson
Subject: RE: Polybrominated Diphenyl Ethers (PBDE's)

Thanks Lisa. Might you give me a call? **Personal Privacy**

-----Original Message-----

From: Windsor.Richard@epamail.epa.gov [mailto:Windsor.Richard@epamail.epa.gov]
Sent: Wednesday, December 16, 2009 6:57 PM
To: Sunstein, Cass R.
Cc: Steve Owens; Seth Oster; Diane Thompson
Subject: Fw: Polybrominated Diphenyl Ethers (PBDE's)

Cass,

In follow-up to our call, Steve contacted the manufacturers and one of them will be putting out a release tomorrow late afternoon.

Deliberative

Steve.

Lisa

----- Original Message -----

From: Seth Oster
Sent: 12/16/2009 06:01 PM EST

To: Richard Windsor
Subject: Fw: Polybrominated Diphenyl Ethers (PBDE's)

Seth Oster
Associate Administrator
Office of Public Affairs
Environmental Protection Agency
(202) 564-1918
oster.seth@epa.gov

----- Forwarded by Seth Oster/DC/USEPA/US on 12/16/2009 06:01 PM -----

|----->
| From: |
|----->
>-----|
| Steve Owens/DC/USEPA/US |
>-----|
|----->
| To: |
|----->
>-----|
| "Bob Sussman" <Sussman.Bob@epamail.epa.gov>, "Seth Oster" <Oster.Seth@epamail.epa.gov>
|
>-----|
|----->
| Date: |
|----->
>-----|
| 12/16/2009 04:33 PM |
>-----|
|----->
| Subject: |
|----->
>-----|
| Fw: Polybrominated Diphenyl Ethers (PBDE's) |
>-----|

Fyi

From: "Sunstein, Cass R." [Personal Privacy]
Sent: 12/16/2009 03:36 PM EST
To: Steve Owens
Subject: Polybrominated Diphenyl Ethers (PBDE's)

Hi Steve – I received a nice call from Lisa J. about possibly finishing on this Action Plan tomorrow. It wasn't clear if she needed that. Because we have now given agencies until Friday, and because all this has to be coordinated with communications and legislative affairs offices, tomorrow would be very tough. Just an FYI? (We are fast but this seems to be a 400 rather than 100 meter race!)

To: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 12/18/2009 1:43:11 PM
Subject: Re: update on SCC

Thx

----- Original Message -----

From: Lisa Heinzerling
Sent: 12/18/2009 08:01 AM EST
To: "Lisa Jackson" <windsor.richard@epa.gov>; Bob Perciasepe
Subject: update on SCC

We have reached an interagency agreement on the assumptions underlying the SCC. We are also close to an agreement on how to combine the many different values our analysis will produce into five values on which future regulatory analyses will focus.

Deliberative

Let me know if you have questions or concerns. Thank you.

To: "Bob Sussman" [Sussman.bob@epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 12/18/2009 3:35:45 PM
Subject: Fw: Fw: KY IGCC

----- Original Message -----

From: David McIntosh
Sent: 12/18/2009 10:32 AM EST
To: heinzerling.lisa@epa.gov; mccarthy.gina@epa.gov; oster.seth@epa.gov; thompson.diane@epa.gov; windsor.richard@epa.gov
Subject: Re: Fw: KY IGCC

Having just read the EPA order, I think that all the explanation anyone needs is right there on pages 7-10. I think it's well articulated and well crafted to make it difficult for people to demagogue it. In my external relations work, I'll focus on simply pointing people, repeatedly and insistently, to the language used on pages 7-10.

From: David McIntosh/DC/USEPA/US
To: windsor.richard@epa.gov, oster.seth@epa.gov, mccarthy.gina@epa.gov, heinzerling.lisa@epa.gov, thompson.diane@epa.gov
Date: 12/18/2009 09:28 AM
Subject: Fw: KY IGCC

Just FYI. Paul works for one of the bigger coal front groups. I'm not under any obligation to reply to him.

----- Forwarded by David McIntosh/DC/USEPA/US on 12/18/2009 09:24 AM -----

From: "Paul Bailey" [Personal Privacy]
To: David McIntosh/DC/USEPA/US@EPA
Date: 12/18/2009 08:48 AM
Subject: KY IGCC

David --

I could use your help. I'm trying to prevent some of the coal producers from flipping out about the Administrator's decision to grant objections to the permit for the Cash Creek IGCC plant. They (and, of course, their lawyers) think this means that EPA is biased towards natural gas and signals that EPA will try to force the use of natural gas in lieu of coal. I've read the Administrator's response, which seems clear that considering natural gas as BACT is a strictly procedural matter. Can you think of anything else that can be said or done to allay some of their paranoia? We have an ACCCE Board call this afternoon and someone might bring up this issue.

Also, do you have time to get together for breakfast?

Thanks much,
Paul
[Personal Privacy]

To: CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]
Cc: CN=Bob Sussman/OU=DC/O=USEPA/C=US@EPA;CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Mathy Stanislaus/OU=DC/O=USEPA/C=US@EPA[]; N=David McIntosh/OU=DC/O=USEPA/C=US@EPA;CN=Mathy Stanislaus/OU=DC/O=USEPA/C=US@EPA[]; N=Mathy Stanislaus/OU=DC/O=USEPA/C=US@EPA[]
Bcc: []
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 12/18/2009 10:15:34 PM
Subject: Re: CCR on the Hill

Deep cleansing breaths please

From: Arvin Ganesan/DC/USEPA/US
To: Bob Sussman/DC/USEPA/US@EPA
Cc: Mathy Stanislaus/DC/USEPA/US@EPA, Richard Windsor/DC/USEPA/US@EPA, David McIntosh/DC/USEPA/US@EPA
Date: 12/18/2009 05:11 PM
Subject: Re: CCR on the Hill

I've heard from several of these offices - including sen levin, stabenow and moderate house offices. At this point, aside from congressman space, they haven't 'lodged a complaint' on behalf of EEI but have just noted that there is a hubbub of activity.

Sent from my Blackberry Wireless Device

----- Original Message -----

From: Bob Sussman
Sent: 12/18/2009 05:08 PM EST
To: Arvin Ganesan
Cc: Mathy Stanislaus; Richard Windsor; David McIntosh
Subject: CCR on the Hill

Quinn Shea of EEI claims that they are talking to several Hill offices (including many Ds in the senate) and getting strong support for their position. Is there a way to take some soundings and see what some of the offices are thinking?

To: CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Fri 12/18/2009 11:39:18 PM
Subject: Re: Remarks by the President during press availability in Copenhagen - ceq in the news
[mime.htm](#)

Remarks didn't come thru for some reason

From: David McIntosh
Sent: 12/18/2009 06:33 PM EST
To: windsor.richard@epa.gov; oster.seth@epa.gov; depass.michelle@epa.gov
Subject: Fw: Remarks by the President during press availability in Copenhagen - ceq in the news

From: "Zelman, Allison L." [Personal Privacy]
Sent: 12/18/2009 06:31 PM EST
To: "Zelman, Allison L." [Personal Privacy] <Robert.Letteney@dot.gov>; "Aldy, Joseph E." [Personal Privacy] KevinJ Bailey; "Ben Kobren" <kobrenbm@state.gov>; "Brian Kennedy" <Kennedy.Brian@Dol.gov>; <Christine.koronides@sba.gov>; <Christopher_Mansour@ios.doi.gov>; "Cobb Mixer" <Cobb.mixer@do.treas.gov>; "Courtney Gregoire" <CGregoire@doc.gov>; <Dan.Utech@hq.doe.gov>; <dana.gresham@dot.gov>; "Dave Turk" <TurkDM@state.gov>; <david.kim@dot.gov>; <David.Vandivier@do.treas.gov>; <Donny.R.Williams@hud.gov>; <emil.michael@sd.mil>; "Farrell, Diana" [Personal Privacy] "Fisher, Alyssa D." [Personal Privacy] "Givens, Shelia" [Personal Privacy] Jessica Gordon; <Grant.Leslie@osec.usda.gov>; <HobgoodTD@state.gov>; "Jimenez, Luis A." [Personal Privacy] <Joan.Evans@va.gov>; <john.gray@noaa.gov>; <John.Conger@osd.mil>; "Jonathan.Levy@hq.doe.gov" <'Jonathan.Levy@hq.doe.gov'>; "Morris, Jonathan G." [Personal Privacy] "Josh Jacobs" <Joshua.Jacobs@va.gov>; <Judson.Jaffe@do.treas.gov>; "Kalil, Thomas A." [Personal Privacy] <Krysta.harden@osec.usda.gov>; <Lauren.Kidwell@hhs.gov>; "Lee, Hannah" [Personal Privacy] <MacDonald.Laura@dol.gov>; David McIntosh; <Meghan_Conklin@ios.doi.gov>; "Moilanen, Stephen S." [Personal Privacy] <OgdenPR@state.gov>; <Andrea.Palm@hhs.gov>; <PedersonED@state.gov>; <Peter.Kovar@hud.gov>; "Richard Verma" <vermarr@state.gov>; <Roberto.Rodriguez@do.treas.gov>; <Sarah_Bittleman@ios.doi.gov>; "Schenewerk, Caryn B." [Personal Privacy] "Seamus Ahern" <Seamus.Ahern@osd.mil>; "Stacey Rolland" <Stacey.Rolland@do.treas.gov>; <Steve_Black@ios.doi.gov>; <Tina.May@osec.usda.gov>; <Uzzell.Megan@dol.gov>; "Zichal, Heather R." [Personal Privacy] "Watkins, Kyle D." [Personal Privacy] "Lee, Hannah" [Personal Privacy] "Agnew, David P." [Personal Privacy] "Carson, Jonathan K." [Personal Privacy] "Dillon, Patrick" [Personal Privacy] "Glunz, Christine M." [Personal Privacy] "Lee, Hannah" [Personal Privacy] "Lee,

Jesse C. "Personal Privacy" "Lehrich, Matthew A." "Personal Privacy" "Levine,
 Jacob C." "Personal Privacy" "McGrath, Shaun L." "Personal Privacy" "Moilanen,
 Stephen S." "Personal Privacy" "Nelson, Gregory S." "Personal Privacy"
 "Russell, Anthony L." "Personal Privacy" "Salzman, Amelia S."
 "Personal Privacy" "Shah, Tarak N." "Personal Privacy" "Wall intern, Mary"
 "Personal Privacy" "Wicks, Buffy" "Personal Privacy" "Zichal, Heather R."
 "Personal Privacy" "Ahsha Tribble" <Ahsha.Tribble@noaa.gov>; "Andrea Mead"
 <Andrea.D.Mead@hud.gov>; "Brandon Hurlbut" <Brandon.hurlbut@hq.doe.gov>; <Brian_Screnar@ios.doi.gov>;
 <Christine.koronides@sba.gov>; "Courtney Gregoire" <CGregoire@doc.gov>; "Emil Michael"
 <emil.michael@sd.mil>; "Fetter, Steven A." "Personal Privacy" <James.C.Lopez@hud.gov>;
 Jessica Gordon; <jim.sullivan@va.gov>; "John Conger" <John.Conger@osd.mil>; "Jonathan Cordone"
 <Jonathan.Cordone@exim.gov>; "Kate Brandt" <kate.brandt@navy.mil>; <kathryn.thomson@dot.gov>; "Kenneth
 Lane" <Kenneth_lane@ios.doi.gov>; "Laura MacDonald" <MacDonald.Laura@dol.gov>; "Laura Tatum"
 <tatum.laura@dol.gov>; "Leslie Grant" <Grant.Leslie@osec.usda.gov>; "Lindsay Daschle"
 <Lindsay.Daschle@osec.usda.gov>; David McIntosh; "Megan Uzzell" <Uzzell.Megan@dol.gov>; "Missy Owens"
 <Missy.Owens@hq.doe.gov>; <Nate.Turnbull@Dot.Gov>; "Parita Shah" <PShah@doc.gov>; "Peter Ogden"
 <ogdenPR@state.gov>; "Pitzer, Karrie S." "Personal Privacy" "Rod O'Connor"
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 Shira Sternberg; Stephanie Owens; "Taylor Ferrell" <taylor.ferrell@navy.mil>; "Zofia Szykowski"
 <Zofia.Szykowski@exim.gov>
 Cc: "Belive, Lauren" "Personal Privacy" "Maher, Jessica A." "Personal Privacy"
 "Heimbach, James T." "Personal Privacy" "Greenawalt, Andrei M."
 "Personal Privacy"
 Subject: FW: Remarks by the President during press availability in Copenhagen - ceq in the news

Remarks didn't come thru for some reason

From: David McIntosh
Sent: 12/18/2009 06:33 PM EST
To: windsor.richard@epa.gov; oster.seth@epa.gov; depass.michelle@epa.gov
Subject: Fw: Remarks by the President during press availability in Copenhagen - ceq in the news

From: "Zelman, Allison L." [Personal Privacy]
Sent: 12/18/2009 06:31 PM EST
To: "Zelman, Allison L." [Personal Privacy]; <Robert.Letteney@dot.gov>; "Aldy, Joseph E." [Personal Privacy]; KevinJ Bailey; "Ben Kobren" <kobrenbm@state.gov>; "Brian Kennedy" <Kennedy.Brian@Dol.gov>; <Christine.koronides@sba.gov>; <Christopher_Mansour@ios.doi.gov>; "Cobb Mixer" <Cobb.mixer@do.treas.gov>; "Courtney Gregoire" <CGregoire@doc.gov>; <Dan.Utech@hq.doe.gov>; <dana.gresham@dot.gov>; "Dave Turk" <TurkDM@state.gov>; <david.kim@dot.gov>; <David.Vandivier@do.treas.gov>; <Donny.R.Williams@hud.gov>; <emil.michael@sd.mil>; "Farrell, Diana" [Personal Privacy]; "Fisher, Alyssa D." [Personal Privacy]; "Givens, Shelia" [Personal Privacy]; Jessica Gordon; <Grant.Leslie@osec.usda.gov>; <HobgoodTD@state.gov>; "Jimenez, Luis A." [Personal Privacy]; <Joan.Evans@va.gov>; <john.gray@noaa.gov>; <John.Conger@osd.mil>; "Jonathan.Levy@hq.doe.gov" <Jonathan.Levy@hq.doe.gov>; "Morris, Jonathan G." [Personal Privacy]; "Josh Jacobs" <Joshua.Jacobs@va.gov>; <Judson.Jaffe@do.treas.gov>; "Kalil, Thomas A." [Personal Privacy]; <Krysta.harden@osec.usda.gov>; <Lauren.Kidwell@hhs.gov>; "Lee, Hannah" [Personal Privacy]; <MacDonald.Laura@dol.gov>; David McIntosh; <Meghan_Conklin@ios.doi.gov>; "Moilanen, Stephen S." [Personal Privacy]; <OgdenPR@state.gov>; <Andrea.Palm@hhs.gov>; <PedersonED@state.gov>; <Peter.Kovar@hud.gov>; "Richard Verma" <vermarr@state.gov>; <Roberto.Rodriguez@do.treas.gov>; <Sarah_Bittleman@ios.doi.gov>; "Schenewerk, Caryn B." [Personal Privacy]; "Seamus Ahern" <Seamus.Ahern@osd.mil>; "Stacey Rolland" <Stacey.Rolland@do.treas.gov>; <Steve.Black@ios.doi.gov>; <Tina.May@osec.usda.gov>; <Uzzell.Megan@dol.gov>; "Zichal, Heather R." [Personal Privacy]; "Watkins, Kyle D." [Personal Privacy]; "Lee, Hannah" [Personal Privacy]; "Agnew, David P." [Personal Privacy]; "Carson, Jonathan K." [Personal Privacy]; "Dillon, Patrick" [Personal Privacy]; "Glunz, Christine M." [Personal Privacy]; "Lee, Hannah" [Personal Privacy]; "Lee, Jesse C." [Personal Privacy]; "Lehrich, Matthew A." [Personal Privacy]; "Levine, Jacob C." [Personal Privacy]; "McGrath, Shaun L." [Personal Privacy]; "Moilanen, Stephen S." [Personal Privacy]; "Nelson, Gregory S." [Personal Privacy]; "Russell, Anthony L." [Personal Privacy]; "Salzman, Amelia S." [Personal Privacy]; "Shah, Tarak N." [Personal Privacy]; "Wall intern, Mary" [Personal Privacy]; "Wicks, Buffy" [Personal Privacy]; "Zichal, Heather R." [Personal Privacy]; "Ahsha Tribble" <Ahsha.Tribble@noaa.gov>; "Andrea Mead" <Andrea.D.Mead@hud.gov>; "Brandon Hurlbut" <Brandon.hurlbut@hq.doe.gov>; <Brian_Screnar@ios.doi.gov>; <Christine.koronides@sba.gov>; "Courtney Gregoire" <CGregoire@doc.gov>; "Emil Michael" <emil.michael@sd.mil>; "Fetter, Steven A." [Personal Privacy]; <James.C.Lopez@hud.gov>; Jessica Gordon; <jim.sullivan@va.gov>; "John Conger" <John.Conger@osd.mil>; "Jonathan Cordone" <Jonathan.Cordone@exim.gov>; "Kate Brandt" <kate.brandt@navy.mil>; <kathryn.thomson@dot.gov>; "Kenneth Lane" <Kenneth_lane@ios.doi.gov>; "Laura MacDonald" <MacDonald.Laura@dol.gov>; "Laura Tatum" <tatum.laura@dol.gov>; "Leslie Grant" <Grant.Leslie@osec.usda.gov>; "Lindsay Daschle" <Lindsay.Daschle@osec.usda.gov>; David McIntosh; "Megan Uzzell" <Uzzell.Megan@dol.gov>; "Missy Owens" <Missy.Owens@hq.doe.gov>; <Nate.Turnbull@Dot.Gov>; "Parita Shah" <PShah@doc.gov>; "Peter Ogden" <ogdenPR@state.gov>; "Pitzer, Karrie S." [Personal Privacy]; "Rod O'Connor" <Rod.Oconnor@hq.doe.gov>; "Sandy Howard"

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Cc: "Belive, Lauren" [Personal Privacy]; "Maher, Jessica A." [Personal Privacy]
"Heimbach, James T." [Personal Privacy]; "Greenawalt, Andrei M."
[Personal Privacy]

Subject: FW: Remarks by the President during press availability in Copenhagen - ceq in the news

To: CN=David McIntosh/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Sat 12/19/2009 12:23:39 AM
Subject: Re: Remarks by the President during press availability in Copenhagen - ceq in the news
[mime.htm](#)

Tx

From: David McIntosh
Sent: 12/18/2009 06:45 PM EST
To: Richard Windsor
Subject: Re: Remarks by the President during press availability in Copenhagen - ceq in the news

And here's the final part:

THE PRESIDENT: With respect to the appendix, these countries have set forth for the first time some very significant mitigation efforts, and I want to give them credit for that. I mean, if you look at a country like India, as I said, they've got hundreds of millions of people who don't have electricity, hundreds of millions of people who, by any standard, are still living in dire poverty. For them, even voluntarily to say, we are going to reduce carbon emissions relative to our current ways of doing business by X percent is an important step. And we applaud them for that. The problem actually is not going to be verification in the sense that this international consultation and analysis mechanism will actually tell us a lot of what we need to know. And the truth is that we can actually monitor a lot of what takes place through satellite imagery and so forth. So I think we're going to have a pretty good sense of what countries are doing. What I think that some people are going to legitimately ask is, well, if it's not legally binding what prevents us from, 10 years from now, looking and saying, you know, everybody fell short of these goals and there's no consequences to it? My response is that, A, that's why I think we should still drive towards something that is more binding than it is. But that was not achievable at this conference. And the second point that I'd make is that Kyoto was legally binding and everybody still fell short anyway. And so I think that it's important for us, instead of setting up a bunch of goals that end up just being words on a page and are not met, that we get moving -- everybody is taking as aggressive a set of actions as they can; that there is a sense of mutual obligation and information sharing so that people can see who's serious and who's not; that we strive for more binding agreements over time; and that we just keep moving forward. That's been the main goal that I tried to pursue today. And I think that as people step back, I guarantee you there are going to be a lot of people who immediately say, the science says you got to do X, Y, Z; in the absence of some sort of legal enforcement, it's not going to happen. Well, we don't have international government, and even treaties, as we saw in Kyoto, are only as strong as the countries' commitments to participate. Because of the differing views between developing countries and developed countries, in terms of future obligations, the most important thing I think we can do at this point -- and that we began to accomplish but are not finished with -- is to build some trust between the developing and the developed countries to break down some of the logjams that have to do with people looking backwards and saying, well, Kyoto said this, or Bali said that, or you guys need to do something but we don't need to do something; getting out of that mindset and moving towards a position where everybody recognizes we all have to move together. If we start from that position, then I think we're going to be able to make progress in the future. But this is going to be hard. This is hard within countries; it's going to be even harder between countries. And one of the things that I've felt very strongly about during the course of

this year is that hard stuff requires not paralysis, but it requires going ahead and making the best of the situation that you're in at this point, and then continually trying to improve and make progress from there. Okay, thank you very much everybody. We'll see some of you on the plane. Q Mr. President, who will sign the agreement -- since you're leaving, who here has the power to sign it? THE PRESIDENT: We've got our negotiators who are here. I'm not going to be the only leader who I think leaves before it's finally presented, but they are empowered to sign off -- given at this point that most of the text has been completely worked out. Q Does it require signing, is it that kind of agreement? THE PRESIDENT: You know, it raises an interesting question as to whether technically there's actually a signature -- since, as I said, it's not a legally binding agreement, I don't know what the protocols are. But I do think that this is a commitment that we, as the United States, are making and that we think is very important. All right. Thanks, guys. END 10:53 P.M. CET

From: Richard Windsor
Sent: 12/18/2009 06:39 PM EST
To: David McIntosh
Subject: Re: Remarks by the President during press availability in Copenhagen - ceq in the news

Remarks didn't come thru for some reason

From: David McIntosh
Sent: 12/18/2009 06:33 PM EST
To: windsor.richard@epa.gov; oster.seth@epa.gov; depass.michelle@epa.gov
Subject: Fw: Remarks by the President during press availability in Copenhagen - ceq in the news

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McIntosh; <Meghan_Conklin@ios.doi.gov>; "Moilanen, Stephen S." {**Personal Privacy**}
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 "Heimbach, James T." {**Personal Privacy**}; "Greenawalt, Andrei M."
 {**Personal Privacy**}

Subject: FW: Remarks by the President during press availability in Copenhagen - ceq in the news

From: David McIntosh
Sent: 12/18/2009 06:45 PM EST
To: Richard Windsor
Subject: Re: Remarks by the President during press availability in Copenhagen - ceq in the news

[illegible]

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Sent: 12/18/2009 06:39 PM EST
To: David McIntosh
Subject: Re: Remarks by the President during press availability in Copenhagen - ceq in the news

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Cc: "Belive, Lauren" **Personal Privacy**; "Maher, Jessica A." **Personal Privacy**; "Heimbach, James T." **Personal Privacy**; "Greenawalt, Andrei M."

Personal Privacy

Subject: FW: Remarks by the President during press availability in Copenhagen - ceq in the news

To: "David McIntosh" [mcintosh.david@epa.gov]; Gina (Sheila) McCarthy" [mccarthy.gina@epa.gov]; Diane Thompson" [thompson.diane@epa.gov]; Scott Fulton" [Fulton.Scott@epamail.epa.gov]
Cc: "Eric Wachter" [wachter.eric@epa.gov]; Bob Perciasepe" [Perciasepe.Bob@epamail.epa.gov]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 12/21/2009 3:22:48 PM
Subject: Fw: Tesla Motors - Urgent Matter
Tesla 2008 Roadster Certificate Rev 2 (3).pdf

Eric - this went to an incorrect email. Please email Mr. Musk and cc Mr. O'Connell and let them know we are looking into the matter.

Gina - I am guessing this is a Margo/OGC issue. Can you work this please and let me know what can be done?

Tx, Lisa

----- Original Message -----

From: David McIntosh

Sent: 12/21/2009 09:49 AM EST

To: windsor.richard@epa.gov; thompson.diane@epa.gov; fulton.scott@epa.gov

Subject: Fw: Tesla Motors - Urgent Matter

This does indeed appear to be urgent.

----- Forwarded by David McIntosh/DC/USEPA/US on 12/21/2009 09:48 AM -----

From: Diarmuid O'Connell <diarmuid@teslamotors.com>

To: David McIntosh/DC/USEPA/US@EPA

Cc: Angela Becker-Dippmann <abeckerdippmann@mcbeestrategic.com>

Date: 12/20/2009 11:58 PM

Subject: Tesla Motors - Urgent Matter

David –

Our mutual friend, Angela Becker-Dippman, suggested that I reach out to you. I believe that we've met once or twice as I've been showing the Tesla Roadster around Capitol Hill over the past couple of years.

In any event, I wanted to alert you to a communication that our CEO, Elon Musk, has made to the Administrator. You can see his note appended below. As Elon's entreaty implies, we have a serious and time sensitive issue on our hands and we are doing everything in our power to correct the situation before the year closes. You can be assured that beyond Elon's appeal to the top, we have begun working this issue within the appropriate offices at EPA. In fact, I am on my way to Washington on Monday anticipating meetings with key staff who are close to this issue on Tuesday and Wednesday.

My reason for reaching out to you is to alert you to an issue that may cross your desk and to solicit your thoughts and advice as to how best to proceed in the next couple of days toward a successful resolution.

Please accept my apologies for inconveniencing EPA staff and leadership during the holiday season. If it weren't a truly critical issue, you can be assured that we would not be raising it at this time. Thanks in advance for your consideration

Best regards,

Diarmuid

Diarmuid O'Connell
Vice President, Business Development
Tesla Motors Inc
1050 Bing Street
San Carlos, CA 94070

(415) 990-6771 (Direct)
(650) 413-4066 (Office)

From: Elon Musk
Sent: Sunday, December 20, 2009 3:08 PM
To: 'jackson.lisa@epamail.epa.gov'
Cc: 'Yoshii.Laura@epamail.epa.gov'
Subject: Urgent Matter
Importance: High

My apologies, as I know you are wrestling with so many challenges, but there is an EPA administrative issue where your help would be of critical impact to Tesla. It relates to the Certificate of Conformity for our Tesla Roadster all electric vehicle.

We obtained the certificate for 2008, but neglected to obtain the certificate for 2009. There is no question that this is our error. Tesla was dealing so many challenges in late 2008 and 2009 due to the collapse of the economy, including a layoff of some key personnel, that this just slipped between the cracks.

To be clear, there is absolutely no difference between a Tesla Roadster manufactured in Dec 2008 under the attached EPA certificate and one made in Jan 2009. This is entirely a matter of paperwork rather than physical reality. Further underscoring this point is that the Roadster is currently registered as a fully conforming ZEV vehicle with CARB and all the ZEV states and this has remained unchanged from 2008 to 2009 and will continue in 2010.

The reason this has surfaced as a major problem is that there is an electric vehicle consumer tax credit of \$7500 that only applies if the Roadster has a certificate from the EPA. We have delivered approximately 600 electric Roadsters in the United States this year and customers have assumed that the tax credit applies. Only when one of our customers submitted his taxes early and was denied the credit a few days ago, was the issue brought to my attention.

If we can't obtain a Certificate of Conformity from the EPA for vehicles produced in 2009, it will mean a several million dollar impact to Tesla, which is a severe hardship for a fledgling EV maker, as well as a very difficult public relations issue. The tragic part of this is that it will be due to a paperwork error, rather than any practical reality!

It would truly make a world of difference to Tesla if you would consider extending the 2008 certificate to 2009. We would be happy to pay any penalty fees and please rest assured that this will never happen again. Tesla struggled for its life over the past year and then, just when we thought things would be alright, this issue came to light.

Any help you can provide would be much appreciated. I am at your disposal 24/7 if you or someone from your office would like to talk by phone. My cell is Personal Privacy

Regards,
Elon

To: CN=Lisa Heinzerling/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 12/21/2009 3:58:05 PM
Subject: Re: perchlorate

Ok

----- Original Message -----

From: Lisa Heinzerling
Sent: 12/21/2009 10:55 AM EST
To: "Lisa Jackson" <windsor.richard@epa.gov>
Subject: perchlorate

At the recent EPW hearing, Pete said a regulatory determination on perchlorate could be done within six months. OW is now pushing to meet that timeline. The timeline requires, among other things, expedited (30-day) OMB review. Before pressing for this, I wanted to make sure you're comfortable with the six-month time frame. Could you let me know? Thanks. And happy snow day.

To: CN=Arvin Ganesan/OU=DC/O=USEPA/C=US@EPA[]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 12/21/2009 4:42:33 PM
Subject: Re: Hill mtgs

I have a lunch at Bistro Bis. We can swing by for you at 145 if that works.

----- Original Message -----

From: Arvin Ganesan
Sent: 12/21/2009 11:36 AM EST
To: Richard Windsor
Subject: Hill mtgs

Are you coming in before the Voinovich meeting? Checking in to figure out transportation..

Thanks.

ARVIN R. GANESAN
Deputy Associate Administrator
Congressional Affairs
Office of the Administrator
United States Environmental Protection Agency
Ganesan.Arvin@epa.gov
(p) 202.564.5200
(f) 202.501.1519

To: "Chris Lu" [Personal Privacy]
Cc: "Diane Thompson" [thompson.diane@epa.gov]; Heidi Ellis"
[Ellis.Heidi@epamail.epa.gov]; Robert Goulding" [goulding.robert@epa.gov]
Bcc: "Hubby" [Personal Privacy]
From: CN=Richard Windsor/OU=DC/O=USEPA/C=US
Sent: Mon 12/21/2009 4:56:57 PM
Subject: Tonight's Party

Chris,

I'm sorry but I think it best if my husband and I skip tonight's senior staff dinner. I have a horrible chest cold that kept me in the bed all weekend. I am doing a few scheduled Hill meetings today but I think that is about all I can muster.

I would hate to give this cold to anyone and I really think I should get back in bed. I can't tell you how disappointed I am. But we'll catch you next year!

Please wish everyone the happiest of holidays. Thanks to you and your staff for all their hard work over the year.

Lisa